



# CITY OF MANSFIELD

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

## Meeting Minutes City Council

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Tuesday, December 10, 2013

8:00 AM

Council Chambers

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### REGULAR MEETING

#### **8:00 A.M. - CALL MEETING TO ORDER**

*Mayor Cook called the meeting to order at 8:05 a.m.*

**Present** 7 - David Cook; Stephen Lindsey; Wendy Burgess; Cory Hoffman; Larry Broseh; Darryl Haynes and Brent Newsom

#### **RECESS INTO EXECUTIVE SESSION**

*The Council did not recess into executive session.*

**Pending or Contemplated Litigation or to Seek the Advice of the City Attorney  
Pursuant to Section 551.071**

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

**Personnel Matters Pursuant to Section 551.074**

**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**

#### **INVOCATION**

*Council Member Broseh led the Invocation.*

#### **PLEDGE OF ALLEGIANCE**

*Council Member Burgess led the Pledge of Allegiance.*

#### **TEXAS PLEDGE**

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

*Council Member Hoffman led the Texas Pledge.*

**CITIZEN COMMENTS**

*No citizens spoke during Citizen Comments.*

**COUNCIL ANNOUNCEMENTS**

*Council Member Haynes had no announcements..  
Council Member Hoffman had no announcements.  
Council Member Newson had no announcements.  
Mayor Pro Tem Lindsey had no announcements.  
Council Member Burgess had no announcements.  
Council Member Brose had no announcements  
Mayor Cook announced a Special City Council meeting has been scheduled for  
Monday, December 16 at 8:30 a.m.*

**STAFF COMMENTS****City Manager Report or Authorized Representative**

Current/Future Agenda Items

*There weren't any staff comments.*

**TAKE ACTION NECESSARY PURSUANT TO EXECUTIVE SESSION**

*No action was taken by the Council.*

**CONSENT AGENDA****ITEMS TO BE REMOVED FROM THE CONSENT AGENDA**

- 13-0760** Ordinance - Third and Final Reading on an Ordinance Approving a Zoning Change from SF-7.5/12 to PD for Restaurant and Other Uses on Approximately 1.16 Acres Located at 302 W. Broad Street and 103 N. 2nd Avenue; Oscar Galan (ZC#13-012)

*City Secretary Vicki Collins read the caption into the record.*

**A motion was made by Council Member Hoffman to approve the following ordinance:**

**AN ORDINANCE OF THE CITY OF MANSFIELD, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF MANSFIELD, AS HERETOFORE AMENDED, SO AS TO CHANGE THE ZONING ON THE HEREINAFTER DESCRIBED PROPERTIES TO PD, PLANNED DEVELOPMENT DISTRICT CLASSIFICATION FOR RESTAURANT AND OTHER USES, PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00) FOR EACH**

**OFFENSE; AND PROVIDING AN EFFECTIVE DATE.****(Ordinance in its entirety located in the City Secretary's Office)****Seconded by Council Member Broseh, the motion CARRIED by the following vote:****Aye:** 7 - David Cook; Stephen Lindsey; Wendy Burgess; Cory Hoffman; Larry Broseh; Darryl Haynes and Brent Newsom**Nay:** 0**Abstain:** 0

Enactment No: OR-1895-13

**13-0761**

Ordinance - Third and Final Reading of an Ordinance Authorizing the Sale of 10.588 Acres of Land Located in the Thomas J. Hanks Survey, Abstract No. 644, Mansfield, Tarrant County, Texas, and Including a Portion of Blocks 40 and 41 and a Portion of Oak Street, Original Town of Mansfield, According to the Plat Recorded in Volume 63, Page 53 of the Plat Records of Tarrant County, Texas to the Mansfield Park Facilities Development Corporation

*Vicki Collins read the caption into the record.***A motion was made by Council Member Hoffman to approve the following ordinance:**

**AN ORDINANCE OF THE CITY OF MANSFIELD, TEXAS, AUTHORIZING THE SALE OF 10.588 ACRES OF LAND LOCATED IN THE THOMAS J. HANKS SURVEY, ABSTRACT NO. 644, MANSFIELD, TARRANT COUNTY, TEXAS, AND INCLUDING A PORTION OF BLOCKS 40 AND 41 AND A PORTION OF OAK STREET, ORIGINAL TOWN OF MANSFIELD, ACCORDING TO THE PLAT RECORDED IN VOLUME 63, PAGE 53, OF THE PLAT RECORDS OF TARRANT COUNTY, TEXAS TO THE MANSFIELD PARK FACILITIES DEVELOPMENT CORPORATION, PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE**

**(Ordinance in its entirety located in the City Secretary's Office)****Seconded by Council Member Broseh, the motion CARRIED by the following vote:****Aye:** 7 - David Cook; Stephen Lindsey; Wendy Burgess; Cory Hoffman; Larry Broseh; Darryl Haynes and Brent Newsom**Nay:** 0**Abstain:** 0

Enactment No: OR-1896-13

**13-0762**

Ordinance - Third and Final Reading of an Ordinance Approving a Request to Abandon Part of a 7.5 - Foot Utility Easement in Lot 9, Block 5, Twin Creeks Addition, Phase Five, by Garrett E. Toomey and wife, Natalie M. Toomey

*Vicki Collins read the caption into the record.*

**A motion was made by Mayor Pro Tem Lindsey to approve the following ordinance:**

**AN ORDINANCE VACATING AND ABANDONING A PORTION OF A UTILITY EASEMENT RELATING TO LOT 9, BLOCK 5, TWIN CREEKS ADDITION, PHASE FIVE, DECLARING THAT SUCH PROPERTY IS UNNECESSARY FOR USE BY THE PUBLIC; AUTHORIZING THE MAYOR OF THE CITY OF MANSFIELD, TEXAS, TO EXECUTE A QUITCLAIM DEED RELEASING PUBLIC OWNERSHIP INTEREST OR CONTROL OF SAID UTILITY EASEMENT; AND PROVIDING FOR AN EFFECTIVE DATE**

**(Ordinance in its entirety located in the City Secretary's Office)**

**Seconded by Council Member Broseh, the motion CARRIED by the following vote:**

**Aye:** 7 - David Cook; Stephen Lindsey; Wendy Burgess; Cory Hoffman; Larry Broseh; Darryl Haynes and Brent Newsom

**Nay:** 0

**Abstain:** 0

Enactment No: OR-1897-13

### **END OF CONSENT AGENDA**

### **ADJOURN**

**A motion was made by Council Member Hoffman to adjourn the meeting at 8:10 a.m. Seconded by Council Member Broseh, the motion CARRIED by the following vote:**

**Aye:** 7 - David Cook; Stephen Lindsey; Wendy Burgess; Cory Hoffman; Larry Broseh; Darryl Haynes and Brent Newsom

**Nay:** 0

**Abstain:** 0