



CITY OF MANSFIELD

1200 East. Broad St.
Mansfield, TX 76063
mansfieldtexas.gov

Meeting Minutes - Final

City Council

Monday, December 14, 2015

5:00 PM

Council Chambers

REGULAR MEETING

5:00 P.M. CITY COUNCIL AND STAFF HOLIDAY DINNER

5:30 P.M. - CALL MEETING TO ORDER

Mayor Cook called the meeting to order at 5:30 p.m.

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

RECESS INTO EXECUTIVE SESSION

In accordance with the Texas Government Code, Chapter 551, Mayor Cook recessed the meeting into executive session at 5:33 p.m. Mayor Cook called the executive session to order in the Council Conference Room at 5:42 p.m. Mayor Cook adjourned executive session at 6:59 p.m.

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

Seek Advice of City Attorney Regarding Pending Litigation - Cause No. 348-270155-14

Seek Advice of City Attorney Regarding Assignment of Mansfield Family Entertainment Ground Lease Agreement

Seek Advice of City Attorney Regarding Vested Rights on Existing Lots

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 Commercial or Financial Information Received From or the Offer of a Financial or Other Incentive Made to a Business Prospect Seeking to Locate, Stay or Expand in or Near the Territory of the City and with which the City is Conducting Economic Development Negotiations Pursuant to Section 551.087

Project #14-14 - Entertainment Prospect Briefing and Update

Project #15-02 - Business Prospect Briefing and Update

Project #15-16 - Industrial Prospect Briefing and Update

Project #15-20 - Business Prospect Briefing and Update

Project #15-21 - Briefing and Update on Possible Expansion of Industrial Company

**7:00 PM OR IMMEDIATELY FOLLOWING EXECUTIVE SESSION - RECONVENE
INTO REGULAR BUSINESS SESSION**

Mayor Cook reconvened into regular business session at 7:08 p.m.

TAKE ACTION NECESSARY PURSUANT TO EXECUTIVE SESSION

A motion was made by Council Member Hoffman to direct staff to move forward with the final documents related to project #15-16 as discussed in executive session. Seconded by Council Member Burgess. 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

INVOCATION

First Baptist Church Pastor Finny Matthews led the Invocation.

PLEDGE OF ALLEGIANCE

Pastor Matthews 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 Lindsey led the Texas Pledge.

PRESENTATION

Methodist Mansfield Hospital Update - John Phillips

This presentation was postponed to the January 11, 2016 meeting.

One Safe Place Presentation to the City of Mansfield

This presentation was postponed to the January 11, 2016 meeting.

Hometown Holiday's Awards - Andy Binz

Recreation Superintendent Andy Binz thanked Methodist Mansfield Medical Center for being a title sponsor of the Hometown Holidays Parade and announced the following parade winners:

*Most Holiday Spirit - Pickle Queens - Amanda Rogers
Most Creative - Mansfield Sand and Select - Scott Meek
Grand Marshal Award - Chisolm Trail Jeep Club - Kyle Lanier*

Grand Marshal - 125 Steering Committee - Belinda Willis

15-1661

Resolution - A Resolution to Approve the Mansfield Park Facilities Development Corporation's Recommended Name for the New Neighborhood Park Located at 5112 Crestwater Drive

Mayor Cook moved this item up on the agenda. Deputy City Manager Shelly Lanners made brief comments.

Mayor Cook made brief comments regarding the passing of long time resident Lucretia Mills and presented citizen Gary Mills with the city flag that flew over City Hall on November 18, 2015, the day of Mrs. Mills' funeral.

A motion was made by Council Member Burgess to approve the following resolution:

A RESOLUTION TO NAME THE NEW NEIGHBORHOOD PARK LOCATED AT 5112 CRESTWATER DRIVE "GARY AND LUCRETIA MILLS PARK"

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

Seconded by Council Member Haynes. 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: RE-3195-15

CITIZEN COMMENTS

There were no citizen comments.

COUNCIL ANNOUNCEMENTS

Council Member Lindsey had no announcements.

Council Member Hoffman wished everyone a Merry Christmas.

Council Member Haynes wished everyone a Merry Christmas.

Council Member Burgess stated she was very fortunate to serve on the Mansfield Chamber of Commerce Board while Lucretia Mills was President of the Chamber. She expressed her appreciation for Mrs. Mills.

Mayor Pro Tem Newsom congratulated the Mansfield High School Tigers football team for making it to the state playoffs. He encouraged everyone to support the Lake Ridge Eagles football team that is still in the playoffs.

Council Member Broseh had no announcements.

Mayor Cook congratulated the Mansfield High School Tigers football team for making it to the playoffs. He encouraged citizens to support the Lake Ridge Eagles football team. He invited everyone to support the Eagles on Thursday, December 17th for a send-off at 5:45 p.m. in Downtown Mansfield. Mayor Cook announced that Mansfield won the Salvation Army Mayoral Challenge raising a total of \$41,791. Arlington Mayor Jeff Williams congratulated Mayor Cook for his victory and made brief comments.

PUBLIC HEARING

Public Hearing and Presentation Regarding Proposed Mansfield StarsCenter - Jason Farris, Chief Operating Officer, Dallas Stars Hockey Club

Chief Operating Officer of the Dallas Stars Hockey Club Jason Farris showed a brief video and made a powerpoint presentation. Council Members made brief comments. Mr. Farris answered Council questions. Shelly Lanners answered Council questions. Mayor Cook opened the public hearing at 8:08 p.m. The following people spoke during the public hearing:

*Jenny Conrad - 1401 Norwegian Wood Court - Support
Carson J. Keifer - 1402 Waterwood Drive - Support
Steve Schneider - 150 Queens Court, Southlake - Support
Lonnie Hannah - Support
Andrew Holland - Support
James Sullivan - 2503 Mustang Drive - Support
Patrick Cordova - 2005 Chrisman Trail - Support
Harlee Scott - Support
Iris Bich - 7715 Rochester Lane - Support
Kimberly Moulder - Midlothian - Support*

Mayor Cook acknowledged the following non-speakers in support:

*Tracy Pach - 43001 Eagle Drive
Dylan Hedrick - 109 Herrington Drive
Devin Hedrick - 109 Herrington Drive
Tamala Sigrist - 2200 Branchwood Drive
Quentin Sigrist - 2200 Branchwood Drive
Noah Morrison - 213 Ghost Rider Road
Haley Conrad - 1401 Norwegian Wood Court
McKayla Riley - 1402 Ivy Creek Drive
William B. Frye - 3005 Flintridge Drive
Zachary Perkins - 633 Cardinal Ridge Road*

Joshua Perkins - 633 Cardinal Ridge Road
Diana Perkins - 633 Cardinal Ridge Road
Bailey Cook - 4204 Nicklacy Avenue
Jay Tegze - 1203 Saint Andrews Drive
Sandra Drkulec - 1500 Long and Winding Road
Madison Jovais - 4213 Calloway Drive
Hunter Dorram - P.O. Box 3, Kennedale
Julie Jovais - 4213 Calloway Drive
Wesley Dorram - P.O. Box 3, Kennedale
John Drkulec - 1500 Long and Winding Road
Jerry Russell - 1505 Fairhaven Drive
Cody Tarpley - 2403 Wood River Parkway
Amy Portell - 1641 Fence Post Drive
John Montel - 5945 Westcrest Drive
Dawna Guerin - 5722 Vandalia Trail
Leah Leef - 208 Shadow Oak Drive
Scott Amox - 3213 Rustic Meadow Trail
Michael Perdue - 5916 Colebrook Court
Gregory Holland - 4217 Calloway Drive
Matthew Tracy - 1310 Lowes Farm Court
Kim Tracy - 1310 Lowes Farm Court
Matthew Taylor - 2615 Elliot Avenue
Mary Tegze - 1302 St. Andrews Drive
Kristi Russell - 1505 Fairhaven Drive
Mark Russell - 1505 Fairhaven Drive
Valerie Dillard - 5 Briarwood Court
Jason Dillard - 5 Briarwood Court
Jackie Ellestad - 1706 Yarmouth Lane
Michael Ellestad - 1706 Yarmouth Lane
Anne James - 5918 Mira Lago Lane
Kim Wright - 200 Rock Meadow Trail
Brittany Boisvert - 1006 Walnut Place
Ann Hirsch - 39 Forest Drive
Amie Omev - 4806 Chapel Springs Court
Dalton Rodgers - 4806 Chapel Springs Court
Brittany Izzi - 4301 Eagle Drive
Cameron Keptinger - 1408 Mallard Circle
Robert Conrad - 3650 Oak Tree Lane
Candince Conrad - 3650 Oak Tree Lane
Terry O'Hearn - 1831 East Broad
Austin James - 5918 Mira Lago Lane
Mandy Gent - 5855 Silver Sage Lane
Chris Gent - 5855 Silver Sage Lane
Leslie Riley - 1402 Ivy Creek Drive
Nathan Brown - 1402 Ivy Creek Drive
Conner Gent - 5585 Silver Sage Lane
Conner Groves - 6929 Ponzano
Bryan Goves - 6929 Ponzano
Kathi Stevenson - 814 Xavier Drive
Darrin Stevenson - 814 Xavier Drive
Cody Stevenson - 814 Xavier Drive
Jillian Worly - 1909 Cancun Drive
Shelley Qualls - 1909 Cancun Drive
Andrew Noline - 1909 Cancun Drive
Russell Morrison - 213 Ghost Rider Road
Alexis Milam - 1104 Copperleaf Drive

Kyle Scott - 1007 Hickory Circle
Brooks Herrod - 2801 Broadacres Lane
Eric Pach - 4301 Eagle Drive
Greg Pach - 4301 Eagle Drive
Mason Pach - 4301 Eagle Drive
Parris-Lynn Case - 5018 Toftrees Drive
Richard Hash - 112 Bridgewood Drive
Jackson Payton - 1006 Walnut Place
Jennifer Caldwell - 524 Porter Avenue
Brian Bich - 7715 Rochester Lane
Chris Caldwell - 524 Porter Avenue
Crystal Blais - 602 Rosarita Road
Tina Boisvert - 1006 Walnut Place
Ben Bich - 7715 Rochester Lane
Kim Hedrick - 109 Herrington Drive
Jon Hoffman - 204 Sentry Drive
Justice Bich - 7715 Rochester Lane
Laura Hash - 112 Bridgewood
Pamela Rudnicki - 1017 Pebble Beach
Micah Amox - 3213 Rustic Meadow Trail
John Boauski - 38 Ford Drive
Kimberly Molder - 5038 West Fall Drive
Darrow Molder - 5038 West Fall Drive
Jason Conrad - 1401 Norwegian Wood Court
Linda Seevers - 937 Prairie Creek Drive
Jerry Seevers - 937 Prairie Creek Drive
Scott Sigeist - 2200 Branchwood Drive
Brian Boisvert - 1006 Walnut Place

With no one else wishing to speak, Mayor Cook continued the public hearing at 8:38 p.m. Mayor Cook advised there would be a second public hearing held at the next regular scheduled City Council meeting of January 11, 2016.

STAFF COMMENTS

City Manager Report or Authorized Representative

Current/Future Agenda Items

Assistant City Manager Chris Burkett introduced new City Secretary Jeanne Heard.

CONSENT AGENDA

15-1572

Ordinance - Third and Final Reading on an Ordinance Approving Proposed Amendments of Section 4400B, Permitted Use Table of the Zoning Ordinance to Require a Specific Use Permit for Certain Uses, Delete and Add Certain Uses, Plus Amendments of Section 2200, Definitions, Section 5300, Manufactured Home District Regulations, Section 7200B, Parking Group Table, Section 7301, Supplemental Requirements for Screening of Mechanical Equipment and Service Areas, and Section 7800, Special Conditions of the Zoning Ordinance to Coincide with the Amendments of Section 4400B (OA#15-010)

Assistant City Secretary Susana Marin read the caption into the record.

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

AN ORDINANCE OF THE CITY OF MANSFIELD, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF MANSFIELD, TEXAS AS HERETOFORE AMENDED BY AMENDING SECTION 4400B, PERMITTED USE TABLE TO REQUIRE A SPECIFIC USE PERMIT FOR CERTAIN USES, DELETE AND ADD CERTAIN USES, AND AMENDING SECTION 2200, DEFINITIONS, SECTION 5300, MANUFACTURED HOME DISTRICT REGULATIONS, SECTION 7200B, PARKING GROUP TABLE, SECTION 7301, SUPPLEMENTAL REQUIREMENTS FOR SCREENING OF MECHANICAL EQUIPMENT AND SERVICE AREAS, AND SECTION 7800, SPECIAL CONDITIONS TO COINCIDE WITH THE CHANGES IN SECTION 4400B; 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-1981-15

[15-1611](#)

Resolution - A Resolution of the City of Mansfield Authorizing the City Manager and the Mansfield Police Department (MPD) to Make Application, Receive, and Expend Grant Funds from the Texas Department of Transportation FY 2017 Selective Traffic Enforcement Program (STEP) Grant Program in an Amount not to Exceed \$110,000 with a 20% In-Kind Match (\$22,000)

A motion was made by Council Member Lindsey to approve the following resolution:

A RESOLUTION AUTHORIZING THE CITY MANAGER AND POLICE DEPARTMENT (MPD) TO MAKE APPLICATION, RECEIVE, AND EXPEND GRANT FUNDS FROM THE TEXAS DEPARTMENT OF TRANSPORTATION FY 2017 SELECTIVE TRAFFIC ENFORCEMENT PROGRAM (STEP GRANT) IN AN AMOUNT NOT TO EXCEED \$110,000 WITH A 20% IN-KIND MATCH (\$22,000)

(Resolution 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: RE-3185-15

[15-1613](#)

Resolution - A Resolution Approving a Modification to the Contract Between Graham and Associates and the Mansfield Park Facilities Development Corporation (MPFDC) not to exceed \$155,750.00 for Additional Design, Engineering and Construction Documents for the Pond Branch Linear Park in Historic Downtown Mansfield

A motion was made by Council Member Lindsey to approve the following resolution:

A RESOLUTION APPROVING A CONTRACT MODIFICATION WITH GRAHAM AND ASSOCIATES FOR ADDITIONAL DESIGN, ENGINEERING AND CONSTRUCTION DOCUMENTS FOR THE POND BRANCH LINEAR PARK IN HISTORIC DOWNTOWN MANSFIELD FOR AN AMOUNT NOT TO EXCEED \$155,750

(Resolution 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: RE-3186-15

[15-1629](#)

Resolution - A Resolution of the City of Mansfield, Texas, Providing for an Agreement Between Mansfield-Johnson Amateur Radio Service and the Water Department to Install and Maintain Repeater Antennas for Reliable Amateur Radio Communications During Times of Emergency and Non-Emergency Instances

A motion was made by Council Member Lindsey to approve the following resolution:

A RESOLUTION OF THE CITY OF MANSFIELD, TEXAS, PROVIDING FOR AN AGREEMENT BETWEEN MANSFIELD-JOHNSON AMATEUR RADIO SERVICE AND THE WATER DEPARTMENT TO INSTALL AND MAINTAIN REPEATER ANTENNAS FOR RELIABLE AMATEUR RADIO COMMUNICATIONS DURING TIME OF EMERGENCY AND NON-EMERGENCY INSTANCES

(Resolution 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: RE-3187-15

[15-1638](#)

Resolution - A Resolution of the City of Mansfield, Texas, Authorizing the City Manager and the Fire Department to Enter into an Interlocal Agreement with the City of Frisco for the Cooperative Purchasing of Good, Products and/or Services

A motion was made by Council Member Lindsey to approve the following resolution:

A RESOLUTION OF THE CITY OF MANSFIELD, TEXAS AUTHORIZING THE CITY MANAGER AND FIRE DEPARTMENT TO ENTER INTO AN INTERLOCAL AGREEMENT WITH THE CITY OF FRISCO FOR THE PURPOSE OF COOPERATIVE PURCHASING OF GOODS, PRODUCTS AND/OR SERVICES

(Resolution 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: RE-3188-15

[15-1640](#)

Resolution - A Resolution Authorizing Funding for an Amount not to Exceed \$180,000.00 and Approval of Contracts Including Freese and Nichols, Inc. for Design Services, and Brittain and Crawford for Surveying Services for the Aerial Sanitary Sewer Repairs (4 locations) (Utility Revenue Bond Fund)

A motion was made by Council Member Lindsey to approve the following resolution:

A RESOLUTION AUTHORIZING FUNDING AND APPROVING CONTRACTS INCLUDING FREESE AND NICHOLS, INC FOR DESIGN SERVICES AND BRITTAIN AND CRAWFORD FOR SURVEYING SERVICES FOR THE AERIAL SANITARY SEWER REPAIRS (4 LOCATIONS)

(Resolution 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: RE-3189-15

[15-1657](#)

Resolution - A Resolution of the City of Mansfield, Texas, Providing for the Appointment of Jeanne Heard as Local Registrar of Births and Deaths for the City of Mansfield, Texas

A motion was made by Council Member Lindsey to approve the following resolution:

A RESOLUTION OF THE CITY OF MANSFIELD, TEXAS PROVIDING FOR THE APPOINTMENT OF JEANNE HEARD AS LOCAL REGISTRAR OF BIRTHS AND DEATHS FOR THE CITY OF MANSFIELD, TEXAS

(Resolution 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: RE-3190-15

[15-1659](#)

Resolution - A Resolution to Approve a Professional Services Contract with Dunaway and Associates Not to Exceed \$301,500 for Design, Engineering and Construction Documents for the Walnut Creek Linear Park, Phase II

A motion was made by Council Member Lindsey to approve the following resolution:

A RESOLUTION TO APPROVE A PROFESSIONAL SERVICES CONTRACT WITH DUNAWAY AND ASSOCIATES NOT TO EXCEED \$301,500 FOR DESIGN, ENGINEERING AND CONSTRUCTION DOCUMENTS FOR THE WALNUT CREEK LINEAR PARK, PHASE II

(Resolution 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: RE-3191-15

[15-1662](#)

Resolution - A Resolution to Approve: (1) Assignment, Consent to Assignment and Assumption of Waterpark Ground Lease and Operating Agreement; and (2) Ground Lease Estoppel Certificate, Consent and Amendment.

A motion was made by Council Member Lindsey to approve the following resolution:

A RESOLUTION TO APPROVE: (1) ASSIGNMENT, CONSENT TO ASSIGNMENT AND ASSUMPTION OF WATERPARK GROUND LEASE; AND (2) GROUND LEASE ESTOPPEL CERTIFICATE, CONSENT AND AMENDMENT

(Resolution 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: RE-3192-15

[15-1665](#)

Resolution - A Resolution Awarding a Professional Services Contract to la terra studio not to Exceed \$215,000 for Design Development, Engineering and Construction Documents and Bidding Services for Chandler Park, Phase II

A motion was made by Council Member Lindsey to approve the following resolution:

A RESOLUTION AWARDED A PROFESSIONAL SERVICES CONTRACT TO LA TERRA STUDIO NOT TO EXCEED \$215,000 FOR DESIGN DEVELOPMENT, ENGINEERING AND CONSTRUCTION DOCUMENTS AND BIDDING SERVICES FOR CHANDLER PARK, PHASE II

(Resolution 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: RE-3193-15

[15-1630](#)

Minutes - Approval of the November 23, 2015 Regular City Council Meeting Minutes

A motion was made by Council Member Lindsey to approve the November 23, 2015 Regular City Council Meeting Minutes as presented. 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

[15-1644](#)

Minutes - Approval of the December 2, 2015 Special City Council Meeting Minutes

A motion was made by Council Member Lindsey to approve the December 2, 2015 Special City Council Meeting minutes as presented. 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

[15-1663](#)

Request for Special Event Permit; Lifetime Fitness 5K

A motion was made by Council Member Lindsey to approve the request for special event permit. 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

ITEMS TO BE REMOVED FROM THE CONSENT AGENDA

[15-1658](#)

Resolution - A Resolution Approving the Proposal to Amend the Original Agreement to Expand the McKnight Park Cell Tower Pad to Include an Additional Site Area, Equipment and Tenant as Managed by Crown Castle LLC for an Additional Monthly Compensation

Mayor Cook removed this item from the consent agenda. Senior Planner James Fish answered Council questions.

A motion was made by Mayor Cook to approve the following resolution:

A RESOLUTION APPROVING THE PROPOSAL TO AMEND THE ORIGINAL AGREEMENT TO EXPAND THE MCKNIGHT PARK CELL TOWER PAD TO INCLUDE AN ADDITIONAL SITE AREA, EQUIPMENT AND TENANT AS MANAGED BY CROWN CASTLE LLC FOR AN ADDITIONAL MONTHLY COMPENSATION

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

Seconded by Council Member Hoffman. 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: RE-3194-15

END OF CONSENT AGENDA

NEW BUSINESS

[15-1647](#)

Resolution - A Resolution Approving Resolutions Adopted by the Board of Directors of the Mansfield Park Facilities Development Corporation Authorizing the Issuance of Mansfield Park Facilities Development Corporations Sales Tax Revenue Refunding and Improvement Bonds, New Series 2016 and Mansfield Park Facilities Development Corporation New Sales Tax Revenue Refunding and Improvement Bonds, Taxable New Series 2016; Approving the Issuance of the Bonds and the Plans of Financing Authorized Thereby and the Financing Documents

Deputy City Manager Peter Phillis made brief presentation and answered Council questions. First Southwest representatives Boyd London and Nick Bulaich made brief presentations and answered Council questions.

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

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MANSFIELD, TEXAS, APPROVING RESOLUTIONS ADOPTED BY THE BOARD OF DIRECTORS OF THE MANSFIELD PARK FACILITIES DEVELOPMENT CORPORATION AUTHORIZING THE ISSUANCE OF MANSFIELD PARK FACILITIES DEVELOPMENT CORPORATION SALES TAX REVENUE REFUNDING AND IMPROVEMENT BONDS, NEW SERIES 2016 AND MANSFIELD PARK FACILITIES DEVELOPMENT CORPORATION NEW SALES TAX REVENUE REFUNDING AND IMPROVEMENT BONDS, TAXABLE NEW SERIES 2016; APPROVING THE ISSUANCE OF THE BONDS AND THE PLANS OF FINANCING AUTHORIZED THEREBY AND THE FINANCING DOCUMENTS

(Resolution 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: RE-3196-15

[15-1648](#)

Ordinance - Ordinance Authorizing the Issuance and Sale of City of Mansfield, Texas, General Obligation Refunding and Improvement Bonds, Series 2016; Levying a Tax in Payment Thereof; Prescribing the Form of

Said Bonds; Approving Execution and Delivery of an Escrow Agreement and a Bond Purchase Agreement; Approving the Official Statement; Approving an Engagement Letter; and Enacting Other Provisions Relating Thereto

Susana Marin read the caption into the record.

A motion was made by Council Member Lindsey to approve the following resolution:

AN ORDINANCE OF THE CITY OF MANSFIELD, TEXAS, AUTHORIZING THE ISSUANCE AND SALE OF CITY OF MANSFIELD, TEXAS, GENERAL OBLIGATION REFUNDING AND IMPROVEMENT BONDS, SERIES 2016 IN THE AGGREGATE PRINCIPAL AMOUNT OF \$14,885,000.00; LEVYING A TAX IN PAYMENT THEREOF; PRESCRIBING THE FORM OF SAID BONDS; APPROVING EXECUTION AND DELIVERY OF AN ESCROW AGREEMENT AND A BOND PURCHASE AGREEMENT; APPROVING THE OFFICIAL STATEMENT; APPROVING AN ENGAGEMENT LETTER; AND ENACTING OTHER PROVISIONS RELATING THERETO

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

Seconded by Mayor Pro Tem Newsom. 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-1982-15

[15-1649](#)

Ordinance - Ordinance Authorizing the Issuance and Sale of City of Mansfield, Texas, General Obligation Refunding Bonds, Taxable Series; Levying a Tax in Payment Thereof; Prescribing the Form of Said Bonds; Approving Execution and Delivery of an Escrow Agreement and a Bond Purchase Agreement; Approving the Official Statement; Approving an Engagement Letter; and Enacting Other Provisions Relating Thereto

Susana Marin read the caption into the record.

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

AN ORDINANCE OF THE CITY OF MANSFIELD, TEXAS, AUTHORIZING THE ISSUANCE AND SALE OF CITY OF MANSFIELD, TEXAS, GENERAL OBLIGATION REFUNDING BONDS, TAXABLE SERIES 2016 IN THE AGGREGATE PRINCIPAL AMOUNT OF \$4,365,000.00; LEVYING A TAX IN PAYMENT THEREOF; PRESCRIBING THE FORM OF SAID BONDS; APPROVING EXECUTION AND DELIVERY OF AN ESCROW AGREEMENT AND A BOND PURCHASE AGREEMENT; APPROVING THE OFFICIAL STATEMENT; APPROVING AN ENGAGEMENT LETTER; AND ENACTING OTHER PROVISIONS RELATING THERETO

(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-1983-15

[15-1650](#)

Ordinance - Ordinance Authorizing the Issuance and Sale of City of Mansfield, Texas Combination Tax and Revenue Certificates of Obligation, Series 2016; Levying a Tax in Payment Thereof; Prescribing the Form of Said Certificates; Approving Execution and Delivery of a Purchase Agreement; Approving the Official Statement; Approving an Engagement Letter; and Enacting Other Provisions Relating Thereto

Susana Marin 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 ISSUANCE AND SALE OF CITY OF MANSFIELD, TEXAS COMBINATION TAX AND REVENUE CERTIFICATES OF OBLIGATION, SERIES 2016, IN THE AGGREGATE PRINCIPAL AMOUNT OF \$13,705,000.00; LEVYING A TAX IN PAYMENT THEREOF; PRESCRIBING THE FORM OF SAID CERTIFICATES; APPROVING EXECUTION AND DELIVERY OF A PURCHASE AGREEMENT; APPROVING THE OFFICIAL STATEMENT; APPROVING AN ENGAGEMENT LETTER; AND ENACTING OTHER PROVISIONS RELATING THERETO

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

Seconded by Council Member Lindsey. 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-1984-15

[15-1651](#)

Ordinance - Ordinance Authorizing the Issuance and Sale of City of Mansfield, Texas, Waterworks and Sewer System Revenue Refunding and Improvement Bonds, Series 2016; Providing for the Security for and Payment of Said Bonds; Prescribing the Form of Said Bonds; Approving Execution and Delivery of an Escrow Agreement and a Bond Purchase Agreement; Approving the Official Statement; Approving an Engagement Letter; and Enacting Other Provisions Relating Thereto

Susana Marin read the caption into the record.

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

AN ORDINANCE OF THE CITY OF MANSFIELD, TEXAS, AUTHORIZING THE ISSUANCE AND SALE OF CITY OF MANSFIELD, TEXAS, WATERWORKS AND SEWER SYSTEM REVENUE REFUNDING AND IMPROVEMENT BONDS, SERIES 2016, IN THE AGGREGATE PRINCIPAL AMOUNT OF \$24,510,000.00; PROVIDING FOR THE SECURITY FOR A PAYMENT OF SAID BONDS; PRESCRIBING THE FORM OF SAID BONDS; APPROVING EXECUTION AND DELIVERY OF AN ESCROW AGREEMENT AND A BOND PURCHASE AGREEMENT; APPROVING THE OFFICIAL STATEMENT; APPROVING AN ENGAGEMENT LETTER; AND ENACTING OTHER PROVISIONS RELATING THERETO

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

Seconded by Council Member Hoffman. 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-1985-15

[15-1653](#)

Ordinance - First Reading of an Ordinance to Consider the Voluntary Annexation of Approximately 158 Acres in Johnson County TX, Being a Tract of Land in M D Dickey Survey, Abstract No. 195 and Thomas J Hanks Survey, Abstract No. 1109, Johnson County TX, Generally Located South of Lillian Road and Approximately 2000 ft Southwesterly of the Intersection of Lillian Road and W. Broad Street

Susana Marin read the caption into the record. Director of Planning Felix Wong made brief comments.

A motion was made by Council Member Haynes to approve the first reading of "AN ORDINANCE PROVIDING FOR THE ANNEXATION INTO THE CITY OF MANSFIELD OF APPROXIMATELY 158 ACRES SITUATED IN JOHNSON COUNTY DESCRIBED BELOW AND DEPICTED ON EXHIBIT "A", LOCATED WITHIN THE CURRENT EXTRA-TERRITORIAL JURISDICTION OF THE CITY OF MANSFIELD, TEXAS, FOR ALL MUNICIPAL PURPOSES; APPROVING A SERVICE PLAN FOR SUCH TERRITORY; PROVIDING FOR FILING NOTICE OF THIS ANNEXATION IN DEED RECORDS OF JOHNSON COUNTY AND WITH THE JOHNSON COUNTY APPRAISAL DISTRICT; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR ENGROSSMENT AND ENROLLMENT; AND PROVIDING AN EFFECTIVE DATE." Seconded by Council Member Lindsey. 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

[15-1652](#)

Resolution- A Resolution Approving a Development Agreement Pertaining to The Oaks Preserve, a Single-Family Residential Development on Approximately 158 Acres in Johnson County Texas, Generally Located South of Lillian Road and Approximately 2000' Southwesterly of the Intersection of Lillian Road and W. Broad Street

A motion was made by Council Member Haynes to approve the following resolution:

A RESOLUTION OF THE CITY OF MANSFIELD, TEXAS AUTHORIZING THE EXECUTION OF AN ANNEXATION AND DEVELOPMENT AGREEMENT BY AND BETWEEN THE CITY OF MANSFIELD AND KMP ASSOCIATES FOR THE DEVELOPMENT OF A RESIDENTIAL SUBDIVISION; AND PROVIDING AN EFFECTIVE DATE

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

Seconded by Council Member Burgess. 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: RE-3197-15

[15-1660](#)

Discussion and Possible Action Regarding Establishing a Mansfield Arts Council

Shelly Lanners made brief comments. Council referred this matter to the Hotel/Motel Subcommittee to meet with staff and make a recommendation at the first meeting in January for full discussion.

A motion was made by Mayor Cook to direct staff to move forward with the preparation of a proposed establishment of a Mansfield Arts Council and for staff to work through the Hotel/Motel Subcommittee and that the meeting place prior to the first meeting in January so a proposal can be brought back at that time if possible. Seconded by Council Member Burgess. 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

PUBLIC HEARING AND FIRST READING

[15-1624](#)

Ordinance - Public Hearing and First Reading on an Ordinance Approving a

Zoning Change from PR to PD, Planned Development for Limited Commercial Uses on Approximately 12 Acres Generally Located 370' North of E. Broad Street and West of Cannon Drive; Kelly Hart & Hallman, LLP (ZC#15-019)

Kelly Hart & Hallman, LLP representative Ray Oujesky made brief presentation and answered Council questions. Kelly Hart & Hallman, LLP Mike Atkinson answered Council questions. Mayor Cook opened the public hearing at 10:02 p.m. With no one wishing to speak, Mayor Cook continued the public hearing through second reading at 10:02 p.m.

A motion was made by Mayor Cook to approve the first reading of "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 A PD, PLANNED DEVELOPMENT DISTRICT, 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," with the site plan approval to come before the Council . Seconded by Council Member Broseh. The motion CARRIED by the following vote:

Aye: 5 - David Cook;Stephen Lindsey;Larry Broseh;Darryl Haynes and Brent Newsom

Nay: 2 - Wendy Burgess and Cory Hoffman

Abstain: 0

Mayor Cook moved the following item from New Business up on the agenda:

[15-1612](#)

Ordinance - Public Hearing Continuation and Second Reading on an Ordinance Approving a Zoning Change from 2F to PD for Two-Family Residential Use on Approximately 0.16 Acres Generally Located at the Northeast Corner of W Kimball Street and S 3rd Avenue, Mansfield Custom Homes (ZC#15-023)

Felix Wong made brief comments and answered Council questions. Mansfield Custom Homes representative Stoney Short answered Council questions. Mayor Pro Tem Newsom continued the public hearing at 10:32 p.m. With no one wishing to speak, Mayor Pro Tem Newsom closed the public hearing at 10:33 p.m.

A motion was made by Council Member Haynes to approve the second reading of "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 A PD, PLANNED DEVELOPMENT DISTRICT FOR TWO-FAMILY RESIDENTIAL USE, PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY OF FINE NOT EXCEED THE SUM OF TWO THOUSAND DOLLARS (\$2,000.00) FOR EACH OFFENSE; AND PROVIDING AN EFFECTIVE DATE." Seconded by Council Member Broseh. The motion CARRIED by the following vote:

Aye: 6 - Stephen Lindsey;Wendy Burgess;Cory Hoffman;Larry Broseh;Darryl Haynes and Brent Newsom

Nay: 0

Abstain: 1 - David Cook

PUBLIC HEARING AND FIRST READING

15-1625

Ordinance - Public Hearing and First Reading on an Ordinance Approving a Zoning Change from PR to I-1 on Approximately 4.35 Acres Located at 4101 Britton Rd; Keller Williams Realty (ZC#15-021)

Susana Marin read the caption into the record. Felix Wong made brief comments. Keller Williams Realty representative Travis Franklin made brief comments and answered Council questions. Mayor Cook opened the public hearing at 10:37 p.m. With no one wishing to speak, Mayor Cook continued the public hearing through second reading at 10:37 p.m.

A motion was made by Council Member Hoffman to approve the first reading of "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 I-1, LIGHT INDUSTRIAL DISTRICT; PROVIDING FOR THE REPEAL OF ALL ORDINANCE 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." Seconded by Council Member Burgess. 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

15-1626

Ordinance - Public Hearing and First Reading on an Ordinance Assigning PD Zoning for Single-Family Residential Use to Approximately 158 acres in Johnson County Texas, Generally Located South of Lillian Road and Approximately 2,000 Feet Southwesterly of the Intersection of Lillian Road and W. Broad Street (ZC#15-022)

Susana Marin read the caption into the record. MKP Development representative Adlai Pennington made brief comments. Felix Wong made brief comments. Council requested for Mr. Pennington provide an updated amenity map as an exhibit to be included in the ordinance. Mayor Cook opened the public hearing at 10:49 p.m. With no one wishing to speak, Mayor Cook continued the public hearing through second reading at 10:49 p.m.

A motion was made by Council Member Haynes to approve the first reading of "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 FOR SINGLE FAMILY RESIDENTIAL USE; 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." Seconded by Council Member Burgess. 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

[15-1641](#)

Ordinance - Public Hearing and First Reading of an Ordinance Changing the Speed Limit on the SH 360 Frontage Roads to 50 MPH

Susana Marin read the caption into the record. Mayor Cook opened the public hearing at 10:50 p.m. With no one wishing to speak, Mayor Cook continued the public hearing through second reading at 10:50 p.m.

A motion was made by Mayor Cook to approve the first reading of "AN ORDINANCE AMENDING CHAPTER 73, OF THE TRAFFIC CODE OF ORDINANCES, CITY OF MANSFIELD, TEXAS, PURSUANT TO SECTION 545.356 OF THE TEXAS TRANSPORTATION CODE CONCERNING THE AUTHORITY TO ALTER SPEED LIMITS ON SPECIFIC STREETS AND HIGHWAYS BEING AN ORDINANCE ALTERING THE PRIMA FACIE SPEED LIMITS ESTABLISHED FOR VEHICLES UNDER THE PROVISIONS OF SECTION 545.356 OF THE TEXAS TRANSPORTATION CODE, REGULATING SPEED LIMITS ON HIGHWAYS AND ROADWAYS, UPON THE BASIS OF AN ENGINEERING AND TRAFFIC INVESTIGATION WITHIN THE CORPORATE LIMITS OF THE CITY OF MANSFIELD AS SET OUT IN THE ORDINANCE: REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HERewith; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR PUBLICATION OF AN EFFECTIVE DATE; AND PROVIDING A PENALTY." Seconded by Council Member Haynes. 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

PUBLIC HEARING CONTINUATION AND SECOND READING

[15-1605](#)

Ordinance - Public Hearing Continuation and Second Reading on an Ordinance Approving a Revision to an Existing Planned Development to Allow a Church, Day Care, Retail and Eating Place with Drive-through Services on Approximately 17 Acres Located at 1800 E. Debbie Lane, Masterplan Inc (ZC#15-014)

Masterplan Inc. representative Santos Martinez made a powerpoint presentation and answered Council questions. Council advised the applicant to work with staff on dedicating a 50 to 60 foot wide easement to the home owner on the south side of the property being addressed. The applicant was requested to provide specific plantings on the landscape plan. Mayor Cook continued the public hearing at 11:03 p.m. With no one wishing to speak, Mayor Cook closed the public hearing at 11:03 p.m.

A motion was made by Council Member Haynes to approve the second reading of "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 A PD, PLANNED DEVELOPMENT DISTRICT FOR CHURCH, DAY CARE, RETAIL AND EATING PLACE WITH DRIVE-THROUGH SERVICES, 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." 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

[15-1606](#)

Ordinance - Public Hearing Continuation and Second Reading on an Ordinance Approving a Specific Use Permit for a Restaurant with Drive-through Service on Approximately 1.6 Acres, Generally Located South of E. Broad Street and Approximately 250' East of SH 360; Wier & Associates, Inc. (ZC#15-017)

Wier & Associates representative Jake Fears made brief comments and answered Council questions. Mayor Cook continued the public hearing at 11:05 p.m. With no one wishing to speak, Mayor Cook closed the public hearing at 11:05 p.m.

A motion was made by Council Member Burgess to approve the second reading of "AN ORDINANCE OF THE CITY OF MANSFIELD, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF MANSFIELD, AS HERETOFORE AMENDED, SO AS TO GRANT A SPECIFIC USE PERMIT FOR RESTAURANT WITH DRIVE-THROUGH SERVICE ON THE HEREINAFTER DESCRIBED PROPERTIES; 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." Seconded by Council Member Hoffman. 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-1990-16

ADJOURN

A motion was made by Council Member Hoffman to adjourn the meeting at 11:06 p.m. Seconded by Mayor Pro Tem Newsom. 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

_____ David L. Cook, Mayor

ATTEST:

_____ Jeanne Heard, City Secretary