



# CITY OF MANSFIELD

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

## Meeting Minutes - Final

### City Council

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Monday, May 9, 2022

4:00 PM

Council Chambers

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#### REGULAR MEETING

#### 4:00 P.M. - CALL MEETING TO ORDER

*Mayor Evans called the meeting to order at 4:00 p.m.*

**Absent** 1 - Mike Leyman

**Present** 6 - Larry Brose; Julie Short; Casey Lewis; Todd Tonore; Michael Evans and Tamera Bounds

#### WORK SESSION

Discussion Regarding a Business Education Center

*Dr. Cassandra Bradford introduced and gave a background of the proposed Business Education Center her team would like to bring to Mansfield. Dr. Bradford spoke on the Business Education Center's success tracks, programs, it's offerings, shared what is being asked of the city, and answered questions.*

Discussion Regarding Amendments to the Mansfield Code of Ordinances Chapter 33 "Fire Department"

*Fire Chief Mike Ross presented the proposed ordinance amendments to Chapter 33 "Fire Department" of the City of Mansfield Code of Ordinances and answered Council questions. Emergency Medical Services Chief Kevin Sandifer and Chief Financial Officer Troy Lestina answered Council questions.*

Discussion Regarding Regulatory Compliance Ordinance Revisions

*Strategic Initiatives Officer Nicolette Ricciuti presented highlights of the proposed revisions to the regulatory compliance ordinances from the previous City Council meeting and answered Council questions. City Attorney Allen Taylor advised the Council and answered Council questions.*

#### RECESS INTO EXECUTIVE SESSION

*In accordance with Texas Government Code, Chapter 551, Mayor Evans recessed the meeting into executive session at 5:11 p.m. Mayor Evans called the executive session to order in the Council Conference Room at 5:22 p.m. Mayor Evans recessed the executive session at 6:45 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 Water Provider Agreement

Seek Advice of City Attorney Regarding Issues to be Addressed in a Form Based Zoning System

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

Land Acquisition for Future Development

**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**

Economic Development Project #22-15

**6:30 P.M. – SPRING 2022 INTERNSHIP CLASS RECEPTION WITH CITY COUNCIL**

*City Council met with members of the Spring 2022 Internship Class.*

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

*Mayor Evans reconvened the meeting into regular business session at 7:04 p.m.*

**INVOCATION**

*Reverend Leonard Hornsby of the Bethlehem Baptist Church gave the Invocation.*

**PLEDGE OF ALLEGIANCE**

*Council Member Lewis led the Pledge of Allegiance.*

**TEXAS PLEDGE**

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

*Mayor Pro Tem Tonore led the Texas Pledge.*

**PROCLAMATION**[22-4669](#)

National Correctional Officers and Employees Week

*Mayor Evans read and presented the proclamation to members of the Mansfield Police Department.*

[22-4670](#)

National Police Week

*Mayor Evans read and presented the proclamation to members of the Mansfield Police Department.*

[22-4671](#)

National Water Safety Month

*Mayor Evans read and presented the proclamation to members of the Mansfield Regulatory Compliance Department.*

**RECOGNITION**

Recognition of Mansfield High School JROTC

*Mayor Evans recognized Mansfield High JROTC leader Sgt. Kinnel and his students for their accomplishments in winning various trophies.*

Recognition of Spring 2022 Internship Class

*Nicolette Ricciuti introduced all Spring 2022 City interns and recognized them for completing their internship and the hard work they provided the city.*

**CITIZEN COMMENTS**

*Houston Mitchell, 605 St. Eric - Mr. Mitchell spoke on the City of Mansfield Bond Election and the Mansfield Independent School District General and Special Election, voter turnout, and social media.*

*Gary Cardinale, 5 Velvet Court - Mr. Cardinale complimented City staff and spoke on the Bond Election propositions.*

**COUNCIL ANNOUNCEMENTS**

*Council Member Leyman was absent.*

*Council Member Short read a passage from a speech by Theodore Roosevelt titled "The Man in the Arena".*

*Council Member Lewis had no announcements.*

*Mayor Pro Tem Tonore had no announcements.*

*Council Member Bounds spoke on her grandson's mock trial competition.*

*Council Member Broseh noted that he appreciated all who voted in the May 7, 2022 election.*

*Mayor Evans thanked those who voted, the Bond Election Steering Committee, and City staff, and spoke on True North.*

## **STAFF COMMENTS**

### **City Manager Report or Authorized Representative**

Current/Future Agenda Items

*There were no staff comments.*

[22-4644](#)

Departmental Quarterly Reports

*Staff was available for questions.*

## **TAKE ACTION NECESSARY PURSUANT TO EXECUTIVE SESSION**

*No action was taken.*

## **CONSENT AGENDA**

[22-4636](#)

Ordinance - An Ordinance of the City of Mansfield, Texas Amending Chapter 158, "Standards, Registration, and Inspection Requirements for Multi-Family Dwelling Complexes," of Title Xv, "Land Usage," of the Code of Mansfield, Texas; Providing that this Ordinance shall be Cumulative of all Ordinances; Providing a Severability Clause; Providing a Penalty for Violation; Providing a Savings Clause; Providing for Publication as Required by Law; and Providing an Effective Date.

**A motion was made by Council Member Short to approve the first and final reading of the following ordinance:**

**AN ORDINANCE OF THE CITY OF MANSFIELD, TEXAS AMENDING CHAPTER 158, "STANDARDS, REGISTRATION, AND INSPECTION REQUIREMENTS FOR MULTI-FAMILY DWELLING COMPLEXES," OF TITLE XV, "LAND USAGE," OF THE CODE OF MANSFIELD, TEXAS; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY FOR VIOLATION; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION AS REQUIRED BY LAW; AND PROVIDING AN EFFECTIVE DATE**

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

**Seconded by Council Member Bounds. The motion CARRIED by the following vote:**

**Aye:** 6 - Larry Broseh; Julie Short; Casey Lewis; Todd Tonore; Michael Evans and Tamera Bounds

**Nay:** 0

**Absent:** 1 - Mike Leyman

**Abstain:** 0

Enactment No: OR-2251-22

[22-4637](#)

Ordinance - An Ordinance of the City of Mansfield, Texas Amending Sections of Chapter 92, "Health And Sanitation," Regarding Public Swimming Pools and Spas by Correctly Naming and Identifying Current Regulatory Authority; Adding and Amending Definitions; Amending Regulations Regarding Permits, Review of Plans, Inspections, and Requirements; Providing that this Ordinance shall be Cumulative of all Ordinances; Providing a Severability Clause; Providing a Penalty for Violation; Providing for Publication as Required by Law; And Providing an Effective Date

**A motion was made by Council Member Short to approve the first and final reading of the following ordinance:**

**AN ORDINANCE OF THE CITY OF MANSFIELD, TEXAS AMENDING SECTIONS OF CHAPTER 92, "HEALTH AND SANITATION," REGARDING PUBLIC SWIMMING POOLS AND SPAS BY CORRECTLY NAMING AND IDENTIFYING CURRENT REGULATORY AUTHORITY; ADDING AND AMENDING DEFINITIONS; AMENDING REGULATIONS REGARDING PERMITS, REVIEW OF PLANS, INSPECTIONS, AND REQUIREMENTS; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY FOR VIOLATION; PROVIDING FOR PUBLICATION AS REQUIRED BY LAW; AND PROVIDING AN EFFECTIVE DATE**

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

**Seconded by Council Member Bounds. The motion CARRIED by the following vote:**

**Aye:** 6 - Larry Broseh; Julie Short; Casey Lewis; Todd Tonore; Michael Evans and Tamera Bounds

**Nay:** 0

**Absent:** 1 - Mike Leyman

**Abstain:** 0

Enactment No: OR-2252-22

[22-4638](#)

Ordinance - An Ordinance of the City of Mansfield, Texas Amending Subchapter "Child Care Facilities" of Chapter 110, "General Provisions," of Title Xi, "Business Regulations," of the Code of Mansfield, Texas, by Amending Sections 110.25 through 110.35 Regarding Minimum Standards, Definitions, Permit Requirements, Exceptions, Applications, Fees, Inspections, Suspension, Revocation, Enforcement, and

Operations; Providing that this Ordinance shall be Cumulative of all Ordinances; Providing a Severability Clause; Providing a Penalty for Violation; Providing a Savings Clause; Providing for the Publication as Required by Law; And Providing an Effective Date

**A motion was made by Council Member Short to approve the first and final reading of the following ordinance:**

**AN ORDINANCE OF THE CITY OF MANSFIELD, TEXAS AMENDING SUBCHAPTER "CHILD CARE FACILITIES" OF CHAPTER 110, "GENERAL PROVISIONS," OF TITLE XI, "BUSINESS REGULATIONS," OF THE CODE OF MANSFIELD, TEXAS, BY AMENDING SECTIONS 110.25 THROUGH 110.35 REGARDING MINIMUM STANDARDS, DEFINITIONS, PERMIT REQUIREMENTS, EXCEPTIONS, APPLICATIONS, FEES, INSPECTIONS, SUSPENSION, REVOCATION, AND ENFORCEMENT, AND OPERATIONS; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY FOR VIOLATION; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR THE PUBLICATION AS REQUIRED BY LAW; AND PROVIDING AN EFFECTIVE DATE**

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

**Seconded by Council Member Bounds. The motion CARRIED by the following vote:**

**Aye:** 6 - Larry Broseh; Julie Short; Casey Lewis; Todd Tonore; Michael Evans and Tamera Bounds

**Nay:** 0

**Absent:** 1 - Mike Leyman

**Abstain:** 0

Enactment No: OR-2253-22

[22-4661](#)

Ordinance - An Ordinance Amending Chapter 33, "Fire Department" of the Code of Ordinances of the City of Mansfield, Texas by Amending Sections 33.35, "Provision for Emergency Ambulance Services", 33.36 "Fees for Ambulance Service," 33.37 "Service Boundaries," and 33.38 "Service Area Defined" to Allow City Manager to Delegate Rulemaking Authority Regarding Ambulances, Allow More Streamlined Updating of Service Fees, Provision of Services in Areas Outside City Limits, and Allowing Emergency Medical Facility on Scene of an Injury to Determine Appropriate Emergency Medical Facilities for Transport; Providing a Cumulative Clause; Providing a Severability Clause; Providing a Penalty Clause; Providing for Publication; and Providing an Effective Date

**A motion was made by Council Member Short to approve the first and final reading of the following ordinance:**

**AN ORDINANCE AMENDING CHAPTER 33, "FIRE DEPARTMENT" OF THE CODE OF ORDINANCES OF THE CITY OF MANSFIELD, TEXAS BY AMENDING SECTIONS 33.35, "PROVISION FOR EMERGENCY AMBULANCE SERVICES",**

**33.36 "FEES FOR AMBULANCE SERVICE," 33.37 "SERVICE BOUNDARIES," AND 33.38 "SERVICE AREA DEFINED" TO ALLOW CITY MANAGER TO DELEGATE RULEMAKING AUTHORITY REGARDING AMBULANCES, ALLOW MORE STREAMLINED UPDATING OF SERVICE FEES, PROVISION OF SERVICES IN AREAS OUTSIDE CITY LIMITS, AND ALLOWING EMERGENCY MEDICAL FACILITY ON SCENE OF AN INJURY TO DETERMINE APPROPRIATE EMERGENCY MEDICAL FACILITIES FOR TRANSPORT; PROVIDING A CUMULATIVE CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY CLAUSE; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE**

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

**Seconded by Council Member Bounds. The motion CARRIED by the following vote:**

**Aye:** 6 - Larry Broseh; Julie Short; Casey Lewis; Todd Tonore; Michael Evans and Tamera Bounds

**Nay:** 0

**Absent:** 1 - Mike Leyman

**Abstain:** 0

Enactment No: OR-2254-22

[22-4664](#)

Resolution - A Resolution Authorizing Funding in an Amount Not to Exceed \$392,324.00 and Approval of Contracts, Including Design Services with Freese & Nichols, Inc. to Prepare the Main Street to Broad Street 16-Inch Water Line for Public Bidding and Construction (Utility Fund)

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

**A RESOLUTION AUTHORIZING FUNDING IN AN AMOUNT NOT TO EXCEED \$392,324.00 AND APPROVAL OF CONTRACTS, INCLUDING DESIGN SERVICES WITH FREESE & NICHOLS, INC., TO PREPARE THE MAIN STREET TO BROAD STREET 16-INCH WATER LINE FOR PUBLIC BIDDING AND CONSTRUCTION (UTILITY FUND)**

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

**Seconded by Council Member Bounds. The motion CARRIED by the following vote:**

**Aye:** 6 - Larry Broseh; Julie Short; Casey Lewis; Todd Tonore; Michael Evans and Tamera Bounds

**Nay:** 0

**Absent:** 1 - Mike Leyman

**Abstain:** 0

Enactment No: RE-3856-22

[22-4666](#)

Resolution - A Resolution of the City Council of the City of Mansfield, Texas Expressing the Intent to Finance Capital Expenditures with the Proceeds of Future Debt Obligations for the Purpose of Funding Public Improvements and the Acquisition of Computer Equipment and Software

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

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MANSFIELD, TEXAS EXPRESSING THE INTENT TO FINANCE CAPITAL EXPENDITURES WITH THE PROCEEDS OF FUTURE DEBT OBLIGATIONS FOR THE PURPOSE OF FUNDING PUBLIC IMPROVEMENTS AND THE ACQUISITION OF COMPUTER EQUIPMENT AND SOFTWARE**

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

**Seconded by Council Member Bounds. The motion CARRIED by the following vote:**

**Aye:** 6 - Larry Broseh; Julie Short; Casey Lewis; Todd Tonore; Michael Evans and Tamera Bounds

**Nay:** 0

**Absent:** 1 - Mike Leyman

**Abstain:** 0

Enactment No: RE-3857-22

[22-4667](#)

Resolution - A Resolution to Consider Approving a BuyBoard Contract With Library Interiors of Texas, LLC of Lakeway, Texas in the Amount of \$82,921.00 for the Moving Services, Configuration and Installation of Library Shelves and Library Materials for Mansfield Public Library

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

**A RESOLUTION TO CONSIDER APPROVING A BUYBOARD CONTRACT WITH LIBRARY INTERIORS OF TEXAS, LLS OF LAKEWAY, TEXAS IN THE AMOUNT OF \$82,921.00 FOR THE MOVING SERVICES, CONFIGURATION AND INSTALLATION OF LIBRARY SHELVES AND LIBRARY MATERIALS FOR THE MANSFIELD PUBLIC LIBRARY**

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

**Seconded by Council Member Bounds. The motion CARRIED by the following vote:**

**Aye:** 6 - Larry Broseh; Julie Short; Casey Lewis; Todd Tonore; Michael Evans and Tamera Bounds

**Nay:** 0

**Absent:** 1 - Mike Leyman



**Abstain:** 0

Enactment No: RE-3858-22

[22-4663](#)

Request for Special Event Permit: Shivers Snow Cones

**A motion was made by Council Member Short to approve the Special Event Permit. Seconded by Council Member Bounds. The motion CARRIED by the following vote:**

**Aye:** 6 - Larry Broseh; Julie Short; Casey Lewis; Todd Tonore; Michael Evans and Tamera Bounds

**Nay:** 0

**Absent:** 1 - Mike Leyman

**Abstain:** 0

[22-4656](#)

Minutes - Approval of the April 25, 2022 Regular City Council Meeting Minutes

**A motion was made by Council Member Short to approve the minutes of the April 25, 2022 Regular City Council Meeting as presented. Seconded by Council Member Bounds. The motion CARRIED by the following vote:**

**Aye:** 6 - Larry Broseh; Julie Short; Casey Lewis; Todd Tonore; Michael Evans and Tamera Bounds

**Nay:** 0

**Absent:** 1 - Mike Leyman

**Abstain:** 0

### **END OF CONSENT AGENDA**

### **PUBLIC HEARING**

[22-4660](#)

Ordinance - Public Hearing and Final Reading of an Ordinance Amendment of Section 155.012, of the Mansfield Code of Ordinances Regarding Definitions for Articulation, Façade and Porch (OA 22-001)

*Assistant Director of Planning Arty Wheaton-Rodriguez presented the item and answered Council questions.*

*Mayor Evans opened the public hearing at 7:58 p.m. With no one wishing to speak, Mayor Evans closed the public hearing at 7:58 p.m.*

**A motion was made by Council Member Short to approve the first and final reading of the following ordinance:**

**AN ORDINANCE OF THE CITY OF MANSFIELD, TEXAS AMENDING CHAPTER 155, ZONING, BY ADDING A NEW DEFINITION FOR ARTICULATION, FAÇADE AND PORCH IN SECTION 155.012; 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 Mayor Pro Tem Tonore. The motion CARRIED by the following vote:**

**Aye:** 6 - Larry Broseh; Julie Short; Casey Lewis; Todd Tonore; Michael Evans and Tamera Bounds

**Nay:** 0

**Absent:** 1 - Mike Leyman

**Abstain:** 0

Enactment No: OR-2255-22

[22-4662](#)

Ordinance - Public Hearing and Final Reading of Ordinance Amendments of Chapter 155 of the Mansfield Code of Ordinances Defining the Term Donation Box in Section 155.012; Amending the Permitted Use Table in Subsection 155.054(B) to Require a Specific Use Permit in the C-3 and I-1 Districts for Donation Boxes and to Allow Donation Boxes as a Permitted Use in the I-2 District; Establishing Special Conditions for Donation Boxes in Section 155.099; Establishing a Permit System for Donation Boxes; and Establishing a Fee for Donation Box Permits (OA 22-002)

*Arty Wheaton-Rodriguez presented the item and answered Council questions. Director of Planning Jason Alexander answered Council questions.*

*Mayor Evans opened the public hearing at 8:06 p.m. With no one wishing to speak, Mayor Evans closed the public hearing at 8:06 p.m.*

**A motion was made by Council Member Short to approve the first and final reading of the following ordinance:**

**AN ORDINANCE OF THE CITY OF MANSFIELD, TEXAS, AMENDING CHAPTER 155 OF THE MANSFIELD CODE OF ORDINANCES PERTAINING TO DONATION BOXES; DEFINING THE TERM DONATION BOX IN SECTION 155.012; AMENDING THE PERMITTED USE TABLE IN SUBSECTION 155.054(B) TO REQUIRE A SPECIFIC USE PERMIT IN THE C-3 AND I-1 DISTRICTS FOR DONATION BOXES AND TO ALLOW DONATION BOXES AS A PERMITTED USE IN THE I-2 DISTRICT; ESTABLISHING SPECIAL CONDITIONS FOR DONATION BOXES IN SECTION 155.099; ESTABLISHING A PERMIT SYSTEM FOR DONATION BOXES; ESTABLISHING A FEE FOR DONATION BOX PERMITS; 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:** 6 - Larry Broseh; Julie Short; Casey Lewis; Todd Tonore; Michael Evans and Tamera Bounds

**Nay:** 0

**Absent:** 1 - Mike Leyman

**Abstain:** 0

Enactment No: OR-2256-22

**PUBLIC HEARING AND FIRST READING****[22-4659](#)**

Ordinance - Public Hearing Continuation and Second and Final Reading of an Ordinance Approving a Change of Zoning from PR, Pre-Development District to PD, Planned Development District for Single-Family Residential Uses on Approximately 60.92 Acres out of the PB George Survey, Abstract #299, Johnson County, Texas, on Property Located at 1400 Flying L Lane; First Texas Homes, Owner/Developer and JBI Partners, Inc., Engineer (ZC#21-011)

*Jason Alexander presented the item. Applicant Jerry Sylo, JBI Partners, presented and answered Council questions.*

*Mayor Evans opened the public hearing at 8:23 p.m. With no one wishing to speak, Mayor Evans closed the public hearing at 8:23 p.m.*

**A motion was made by Council Member Broseh to approve the first reading of the following ordinance with the conditions of changing the maximum size of the dwelling units on Type 1 and 2 from 30% to have a minimum dwelling area of 1,800 square feet to 20% and on type 3 lots, change the 30% to 20%, moving 2,200 square foot homes to 2,000 square foot homes:**

**AN ORDINANCE OF THE CITY OF MANSFIELD, TEXAS, AMENDING CHAPTER 155 OF THE CODE OF ORDINANCES 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 SINGLE-FAMILY RESIDENTIAL 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**

**Seconded by Council Member Short. The motion CARRIED by the following vote:**

**Aye:** 6 - Larry Broseh; Julie Short; Casey Lewis; Todd Tonore; Michael Evans and Tamera Bounds

**Nay:** 0

**Absent:** 1 - Mike Leyman

Abstain: 0

**PUBLIC HEARING CONTINUATION AND SECOND AND FINAL READING**

[22-4613](#)

Ordinance - Public Hearing Continuation and Second and Final Reading of an Ordinance Approving a Zoning Change from C-2, Community Business District to PD, Planned Development for Attached Townhome Single-Family and Community Business Commercial on 14.156 acres of land in the Henry McGehee Survey, Abstract No. 998, generally located at the southeast intersection of Debbie Lane and North Walnut Creek Drive on property at 1700 North Walnut Creek Drive; Skorburg Company, Developer (ZC#21-023)

*Jason Alexander presented and answered Council questions. Director of Public Works and Transportation Bart VanAmburgh answered Council questions. MISD Associate Superintendent of Facilities & Bond Programs Jeff Brogden answered Council questions.*

*Mayor Evans continued the public hearing at 8:39 p.m.*

*Houston Mitchell, 505 St. Eric - Mr. Mitchell spoke in opposition to the item.*

*Shauna Friend, 13 Willowstone Ct. - Ms. Friend spoke in opposition to the item.*

*Brandon Frizzell, 2301 Eric Ln. - Mr. Frizzell did not speak, but noted his opposition to the item on a comment card.*

*Mayor Evans recognized the following citizens who submitted emails in opposition to the item:*

*Jeff & Lezley Cull  
Barbara Brickley  
Honesty Clement  
Donna Mitchell  
Cheryl Litke  
LeLynne Waltman Knight  
Shauna Friend & Phillip Worobey*

*Mayor Evans closed the public hearing at 8:49 p.m.*

*City Manager Joe Smolinski made brief comments. Applicant Adam Buczek answered Council questions.*

**A motion was made by Mayor Pro Tem Tonore to approve the second and final reading of the following ordinance with staff's recommendations:**

**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 ATTACHED TOWNHOME SINGLE-FAMILY RESIDENTIAL AND COMMUNITY BUSINESS COMMERCIAL 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 Short. The motion CARRIED by the following vote:**

**Aye:** 4 - Julie Short; Todd Tonore; Michael Evans and Tamera Bounds

**Nay:** 2 - Larry Broseh and Casey Lewis

**Absent:** 1 - Mike Leyman

**Abstain:** 0

Enactment No: OR-2257-22

## **19. NEW BUSINESS**

### [22-4665](#)

Ordinance - An Ordinance of the City of Mansfield, Texas, Amending Title Xi of the Mansfield Code of Ordinances Pertaining to Donation Box Permits; Creating a New Chapter 116 to Establish a Donation Box Permit; Establishing Maintenance Regulations for Donation Boxes; Providing for the Revocation of Such Permits; Providing for Fees Related to Chapter 116; Providing for the Repeal of all Ordinances in Conflict; Providing a Severability Clause; Providing a Penalty of Fine Not to Exceed the Sum of Five Hundred Dollars (\$500.00) for Each Offense; And Providing an Effective Date

*Nicolette Ricciuti presented the item and answered Council questions.*

**A motion was made by Council Member Short to approve the first and final reading of the following ordinance:**

**AN ORDINANCE OF THE CITY OF MANSFIELD, TEXAS, AMENDING TITLE XI OF THE MANSFIELD CODE OF ORDINANCES PERTAINING TO DONATION BOX PERMITS; CREATING A NEW CHAPTER 116 TO ESTABLISH A DONATION BOX PERMIT; ESTABLISHING MAINTENANCE REGULATIONS FOR DONATION BOXES; PROVIDING FOR THE REVOCATION OF SUCH PERMITS; PROVIDING FOR FEES RELATED TO CHAPTER 116; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY OF FINE NOT TO EXCEED THE SUM OF FIVE HUNDRED DOLLARS (\$500.00) FOR EACH OFFENSE; AND PROVIDING AN EFFECTIVE DATE**

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

**Seconded by Council Member Bounds. The motion CARRIED by the following vote:**

**Aye:** 6 - Larry Broseh; Julie Short; Casey Lewis; Todd Tonore; Michael Evans and Tamera Bounds

**Nay:** 0

**Absent:** 1 - Mike Leyman

**Abstain:** 0

Enactment No: OR-2258-22

[22-4668](#)

Consideration - Consider Approval of a Community Activation Grant Application to be funded through the Community Activation Grant Program

*Nicolette Ricciuti presented the item and answered Council questions. Applicant Jason Gilmore answered Council questions.*

**A motion was made by Council Member Short to approve the Community Activation Grant up to \$12,000.00. Seconded by Mayor Pro Tem Tonore. The motion CARRIED by the following vote:**

**Aye:** 6 - Larry Broseh; Julie Short; Casey Lewis; Todd Tonore; Michael Evans and Tamera Bounds

**Nay:** 0

**Absent:** 1 - Mike Leyman

**Abstain:** 0

**20. ADJOURN**

**A motion was made by Council Member Broseh to adjourn the meeting at 9:18 p.m. Seconded by Council Member Short. The motion CARRIED by the following vote:**

**Aye:** 6 - Larry Broseh; Julie Short; Casey Lewis; Todd Tonore; Michael Evans and Tamera Bounds

**Nay:** 0

**Absent:** 1 - Mike Leyman

**Abstain:** 0

\_\_\_\_\_  
ATTEST: Michael Evans, Mayor

\_\_\_\_\_  
Susana Marin, City Secretary