



CITY OF MANSFIELD

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

Meeting Minutes - Final City Council

Monday, September 28, 2015

5:00 PM

Council Chambers

REGULAR MEETING

5:00 P.M. - CALL MEETING TO ORDER

Mayor Cook called the meeting to order at 5:09 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 5:11 p.m. Mayor Cook called the executive session to order in the Council Conference Room at 5:20 p.m. Mayor Cook adjourned executive session at 7:03 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

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 #15-14 - Business Prospect Briefing and Update

Project #15-16 - Industrial Prospect Briefing and Update

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

Mayor Cook reconvened into regular business session at 7:16 p.m.

INVOCATION

Director of Mansfield House of Prayer Grace Abbey 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.

PROCLAMATION**[15-1527](#)****National Fire Prevention Week**

Mayor Cook proclaimed October 4-10, 2015 as National Fire Prevention Week and presented a proclamation to Fire Chief Barry Bondurant and Fire Marshal Clay Cawood. Barry Bondurant made brief comments. Clay Cawood invited everyone to the Mansfield Fire Safety and Palooza Event that will be held on Saturday, October 3, 2015 from 10:00 a.m. to 4:00 p.m. at the Mansfield Independent School District Center for the Performing Arts.

Mayor Cook presented a proclamation to City Secretary Vicki Collins who will be retiring from the City of Mansfield with 29 and a half years of service on September 29, 2015. Mayor Cook expressed his appreciation and gratitude to Vicki for all the years of service with the city.

CITIZEN COMMENTS

Pamela Rudnicki - 1017 Pebble Beach - Mrs. Rudnicki spoke about the hotel/motel allocations for FY 2015-2016. She expressed her discontent to the Council for not allocating funds to the Mansfield Main Stage Theatre.

COUNCIL ANNOUNCEMENTS

Council Member Lindsey expressed his appreciation to Vicki and thanked her for her service to the city.

Council Member Hoffman expressed his appreciation to Vicki and thanked her for her

service wishing her a happy retirement.

Council Member Haynes echoed Council Member Hoffman's comments.

Council Member Burgess expressed her appreciation to Vicki and thanked her for her service wishing her a happy retirement.

Mayor Pro Tem Newsom expressed his appreciation to Vicki and thanked her for her service wishing her a happy retirement.

Council Member Broseh expressed his appreciation to Vicki and thanked her for her service wishing her a happy retirement.

Mayor Cook expressed his appreciation to Vicki and thanked her for her service and wished her a happy retirement. He read the following email received from the City Secretary's Office:

The City Secretary's Office received a very heart felt compliment this morning. A gentleman by the name of Mr. Sanger came into our office to express his gratitude and appreciation to the Mansfield Fire Department Station 4.

He said he and his wife moved here, from Arlington, about 1 year 1/2 ago and every time he has had to call the Fire Department they have been very helpful but most of all very kind. Mr. Sanger had to call the Fire Department on June 22, 2015, the day which he lost his wife. He was most grateful for the Paramedics who treated his wife with such care and gentleness. He said Mansfield's Fire Department is wonderful and are always a great help not only to him but to everyone.

Mayor Cook thanked the Fire Department Station 4 for a job well done.

STAFF COMMENTS

City Manager Report or Authorized Representative

Current/Future Agenda Items

Assistant City Manager Chris Burkett on behalf of the city expressed appreciation to Vicki for her years of service. He invited everyone to Vicki's retirement reception to be held at City Hall in the Multi-Purpose Room on Tuesday, September 29, 2015 between 2:00 p.m. and 5:00 p.m.

Wurstfest Celebrates Mansfield 125 Update - Belinda Willis

Director of Communications and Marketing Belinda Willis gave an update on the WurstFest Celebrates Mansfield 125 Event.

TAKE ACTION NECESSARY PURSUANT TO EXECUTIVE SESSION

No action taken by the Council.

CONSENT AGENDA

[15-1460](#)

Ordinance - Third and Final Reading on an Ordinance Approving a Zoning

Change from C-2 Community Business District to SF-7.5/18 for Single-Family Residential District on Approximately 1.6 Acres Generally Located West of Star Grass Drive and S. Main Street; Vintage Development (ZC#15-009)

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 SF-7.5/18; 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 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: OR-1964-15

[15-1461](#)

Ordinance - Third and Final Reading on an Ordinance Approving a Specific Use Permit for Gas Well Drilling and Production by Beacon E&P on Approximately 5.58 Acres Located at 500 Mouser Way (ZC#15-007)

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 GRANT A SPECIFIC USE PERMIT FOR GAS WELL DRILLING AND PRODUCTION 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

(Ordinance 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: OR-1965-15

[15-1482](#)

Ordinance - Third and Final Reading of an Ordinance Changing the Street Name of Davis Drive to Matlock Road

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, CHANGING THE NAME OF DAVIS DRIVE, AS IT EXTENDS FROM HARMON ROAD TO SH 360, TO "MATLOCK ROAD"; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE

(Ordinance 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: OR-1966-15

[15-1526](#)

Resolution - A Resolution Awarding a Contract for the Construction of the Holland Road Paving and Drainage Improvements, to CD Builders, Inc.

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

A RESOLUTION AWARDED A CONTRACT FOR THE CONSTRUCTION OF HOLLAND ROAD PAVING AND DRAINAGE IMPROVEMENTS TO CD BUILDERS, INC., APPROPRIATING FUNDS; AND DIRECTING AND AUTHORIZING THE CITY MANAGER TO EXECUTE CONTRACT DOCUMENTS

(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-3154-15

[15-1519](#)

Minutes - Approval of the September 14, 2015 Regular City Council Meeting Minutes

A motion was made by Council Member Hoffman to approve the September 14, 2015 Regular City Council Meeting Minutes as presented. 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

[15-1528](#)

Request for Special Event Permit; iKids Dentistry Grand Opening and 5K

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

ITEMS TO BE REMOVED FROM THE CONSENT AGENDA

[15-1472](#)

Ordinance - Third and Final Reading on an Ordinance Approving a Zoning Change from SF-7.5/12 to PD for Single-Family Residential on Approximately 9.2 Acres Generally Located East of W. Kimball Street and West of Phillips Court and Kemp Court; Bannister Engineering (ZC#15-008)

Vicki Collins read the caption into the record. Mayor Pro Tem Newsom removed this item from the consent agenda. Director of Planning Felix Wong answered Council questions.

A motion was made by Mayor Pro Tem Newsom 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 A PD, PLANNED DEVELOPMENT DISTRICT 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

(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-1967-15

[15-1521](#)

Resolution - A Resolution Authorizing Funding in the Amount of \$250,000 and Approval of a Contract with Freese & Nichols, Inc. for the Evaluation of the Walnut Creek Sewer Interceptor (Utility Bond Fund)

Council Member Broseh removed this item from the consent agenda. Assistant Director of Utilities Jeff Price answered Council questions.

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

A RESOLUTION AUTHORIZING A CONTRACT WITH FREESE & NICHOLS, INC., IN THE AMOUNT OF \$250,000 FOR THE EVALUATION OF THE WALNUT CREEK SEWER INTERCEPTOR (UTILITY BOND FUND)

(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-3155-15

[15-1530](#)

Resolution - A Resolution Authorizing a Construction Contract Between the City of Mansfield and C GreenScaping, LP in the Amount of \$583,861.80 for FM 917 Landscape Enhancements

Council Member Broseh removed this item from the consent agenda. Senior Park Planner James Fish answered Council questions.

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

A RESOLUTION AUTHORIZING A CONSTRUCTION CONTRACT BETWEEN THE CITY OF MANSFIELD AND C GREENSCAPING, LP FOR FM917 LANDSCAPE ENHANCEMENTS IN THE AMOUNT OF \$583,861.80

(Resolution 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: RE-3156-15

[15-1516](#)

Minutes - Approval of the September 8, 2015 Special City Council Meeting Minutes

Council Member Hoffman removed this item from the consent agenda.

A motion was made by Mayor Cook to approve the September 8, 2015 Special City Council Meeting Minutes as presented. Seconded by Mayor Pro Tem Newsom. The motion CARRIED by the following vote:

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

Nay: 0

Abstain: 1 - Cory Hoffman

[15-1517](#)

Minutes - Approval of the September 9, 2015 Special City Council Meeting Minutes

Council Member Hoffman removed this item from the consent agenda.

A motion was made by Mayor Cook to approve the September 9, 2015 Special City Council Meeting Minutes as presented. Seconded by Council Member Burgess. The motion CARRIED by the following vote:

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

Nay: 0

Abstain: 1 - Cory Hoffman

[15-1518](#)

Minutes - Approval of the September 11, 2015 Special City Council Meeting Minutes

Council Member Hoffman removed this item from the consent agenda.

A motion was made by Mayor Cook to approve the September 11, 2015 Special City Council Meeting Minutes as presented. 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: 0

Abstain: 2 - Wendy Burgess and Cory Hoffman

END OF CONSENT AGENDA

OLD BUSINESS**15-1410**

Ordinance - Third and Final Reading on an Ordinance Approving Proposed Amendments of Sections 2200.S, 4400.B and 7800.B of Zoning Ordinance to Establish Regulations on Solar Panel Systems (OA#14-006)

Vicki Collins read the caption into the record. Felix Wong made brief comments and answered Council questions.

A motion was made by Council Member Lindsey to approve the following ordinance with the inclusion in section 605.11.1.2 through .3 that the city shall also rely on the 2015 International Fire Code and any future amendments thereof:

AN ORDINANCE OF THE CITY OF MANSFIELD, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF MANSFIELD, TEXAS AS HERETOFORE AMENDED BY AMENDING SECTIONS 2200.S, 4400.B AND 7800.B OF SAID ORDINANCE REGARDING SOLAR PANEL SYSTEMS; 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 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-1968-15

15-1452

Ordinance - Third and Final Reading of an Ordinance to Amend Title IX; Business Regulations of the City of Mansfield Code of Ordinances, as Amended, by Adding a New Chapter 115. Sewage Sludge Application; Requiring Notice of Applications; Providing That This Ordinance Shall Be Cumulative of All Ordinances; Providing a Severability Clause; Providing a Savings Clause; Providing a Penalty Clause; Providing for Publication; and Providing an Effective Date

Vicki Collins read the caption into the record. Stormwater Manager Howard Redfearn made brief comments and answered Council questions.

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

AN ORDINANCE OF THE CITY OF MANSFIELD, TEXAS, AMENDING TITLE XI: BUSINESS REGULATIONS OF THE CITY OF MANSFIELD CODE OF ORDINANCES, AS AMENDED, BY ADDING A NEW CHAPTER 115 SEWAGE SLUDGE APPLICATIONS; REQUIRING NOTICE OF APPLICATIONS; SETTING OUT CERTAIN REGULATIONS OF APPLICATIONS; PROVIDING THAT THIS

ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A SAVINGS 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 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-1969-15

15-1531

Discussion and Possible Action Regarding Proposed Amendments of regulations pertaining to Signs on Vehicles, Parking of Boats, RVs, Campers & Trailers in residential area, Promotional Signs, Message Centers, Window Signs, Outside Storage in I-1 and I-2 and Garage Sales

Felix Wong made brief comments and answered Council questions. City Attorney Allen Taylor answered Council questions.

After some discussion, Mayor Cook paused this agenda item mentioning this item would be discussed further later on in the meeting.

PUBLIC HEARING AND FIRST READING

15-1520

Ordinance - Public Hearing and First Reading on an Ordinance Approving a Specific Use Permit for Restaurant with Drive-thru Service on Approximately 1.04 Acres Located at 1571 E. Debbie Lane; KMSP-Luna Grill Restaurants (ZC#15-011)

Vicki Collins read the caption into the record. KMSP - Luna Grill Restaurants representative Greg Thorburn made brief comments and answered Council questions. Mayor Cook opened the public hearing at 9:00 p.m. With no one wishing to speak, Mayor Cook continued the public hearing through second reading at 9:00 p.m.

A motion was made by Council Member Broseh 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 FOR RETAIL USES & RESTAURANT WITH DRIVE-THROUGH FACILITY, 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 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

15-1525

Ordinance - Public Hearing and First Reading of an Ordinance of the City Of Mansfield, Texas Amending Ordinance No. Or-1799-11, Amending the Schedule of Drainage Charges for the Mansfield Municipal Drainage Utility System Against all Real Properties Within the City and Clarifying Certain Exemptions from said Charges and the Rights and Duties of Land Owners, Pursuant to the City's Authority Under Subchapter C of Chapter 552 of the Texas Local Government Code; Providing a Severability Clause and an Effective Date

Vicki Collins read the caption into the record. Director of Public Works Steve Freeman made brief comments and answered Council questions. Howard Redfean made a powerpoint presentation and answered Council questions. Director of Business Services Peter Phillis answered Council questions. Mayor Cook opened the public hearing at 9:39 p.m. The following people spoke:

Jeff Brogden and Dr. Karen Wiesman - 605 E. Broad Street - Mansfield Independent School District representatives - Support proposal 2 or 3, not 1

With no one else wishing to speak, Mayor Cook continued the public hearing through second reading at 9:47 p.m.

Council directed staff to separate church and school based on valuation and assessed fees; provide information on what the impact would be on the three largest churches; provide information as to how other cities address percentages for schools and churches; as well as how far new rates are going to take us out if extended.

A motion was made by Council Member Hoffman to approve the first reading of "AN ORDINANCE OF THE CITY OF MANSFIELD, TEXAS AMENDING ORDINANCE NO. OR-1799-11, AMENDING THE SCHEDULE OF DRAINAGE CHARGES FOR THE MANSFIELD MUNICIPAL DRAINAGE UTILITY SYSTEM AGAINST ALL REAL PROPERTIES WITHIN THE CITY AND CLARIFYING CERTAIN EXEMPTIONS FROM SAID CHARGES AND THE RIGHTS AND DUTIES OF LAND OWNERS, PURSUANT TO THE CITY'S AUTHORITY UNDER SUBCHAPTER C OF CHAPTER 552 OF THE TEXAS LOCAL GOVERNMENT CODE; PROVIDING A SEVERABILITY CLAUSE AND AN EFFECTIVE DATE," approving proposal number two as presented by staff. Seconded by Council Member Burgess. The motion CARRIED by the following vote:

Aye: 5 - David Cook; Wendy Burgess; Cory Hoffman; Darryl Haynes and Brent Newsom

Nay: 2 - Stephen Lindsey and Larry Broseh

Abstain: 0

NEW BUSINESS

15-1522

Review and Consideration of a Request to Extend the Time Limit in the Development Agreement with Mansfield Custom Homes Pertaining to the Start of the First Three Homes in the 200 Block of Alvarado Street

Felix Wong made brief comments and answered Council questions. Mansfield

Custom Homes representative Stoney Short made brief comments and answered Council questions.

A motion was made by Council Member Broseh to approve the time extension by four months. Seconded by Council Member Haynes. The motion CARRIED by the following vote:

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

Nay: 0

Abstain: 1 - Brent Newsom

OLD BUSINESS

15-1531

Discussion and Possible Action Regarding Proposed Amendments of regulations pertaining to Signs on Vehicles, Parking of Boats, RVs, Campers & Trailers in residential area, Promotional Signs, Message Centers, Window Signs, Outside Storage in I-1 and I-2 and Garage Sales

Felix Wong made brief comments and answered Council questions. Allen Taylor answered Council questions. Council and staff discussed proposed amendments. Staff was instructed to present the proposed amendments to the Planning and Zoning Commission at their 2nd meeting in October and bring back to the Council at the 2nd meeting in October as well as bring back the first reading of the garage sale ordinance amendments at that time.

There was no action taken by the Council.

15-1532

Discussion and Possible Action Regarding Proposed Amendments of the Zoning Ordinance Regarding Residential, Commercial and Industrial Zoning Classifications and the Permitted Uses Therein

Felix Wong made brief comments and answered Council questions. Allen Taylor made brief comments and answered Council questions. There was Council consensus to bring this item back as a first reading on November 9, 2015.

There was no action taken by the Council.

PUBLIC HEARING AND FIRST READING

15-1459

Ordinance - Public Hearing and First Reading on an Ordinance Approving a Zoning Change from C-2, Community Business District to SF-7.5/18, Single-Family Residential District on Approximately 24.8 Acres Located Approximately 280 Feet East of Blue Jay Drive and Approximately 1,000 Feet West of N Walnut Creek Drive Mansfield TC LP (ZC#15-010)

A motion was made by Mayor Cook to table this agenda item to October 12, 2015. 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

[15-1498](#)

Ordinance - Public Hearing and Second Reading of an Ordinance Changing the School Zone Times From Specific Times to "When Flashing" For All School Zones with Flashers and Establishing a School Zone on Cutting Horse Drive

Mayor Cook continued the public hearing through second reading at 11:04 p.m. With no one wishing to speak, Mayor Cook closed the public hearing.

A motion was made by Mayor Pro Tem Newsom to approve the second 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 Hoffman. The motion CARRIED by the following vote:

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

Nay: 0

Abstain: 0

Enactment No: OR-1970-15

NEW BUSINESS

[15-1523](#)

Ordinance - First Reading on an Ordinance Amending the Development Fee Schedule to Revise the Fees for Applications Related to Zoning Changes, Plats, Site Plans and Development Documents (OA#15-009)

Vicki Collins read the caption into the record. Felix Wong made brief comments. Allen Taylor answered Council questions. Council asked Legal Counsel to bring back an update on HB40 and how it impacts the local government as it relates to fees. Staff was asked to look at construction cost fees to determine if they need to be adjusted and bring back at the next reading.

A motion was made by Council Member Lindsey to approve the first reading of "AN ORDINANCE OF THE CITY OF MANSFIELD, TEXAS, AMENDING THE DEVELOPMENT FEE SCHEDULE; PROVIDING FOR THE REPEAL OF ALL ORDINANCES IN CONFLICT; PROVIDING A SEVERABILITY CLAUSE; 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

15-1529

Discussion and Possible Action on Nominating a New Board Member to the Tarrant Appraisal Review Board

Peter Phillis made brief comments. Council was asked to think about who they would like to nominate jointly with the Mansfield Independent School District and City of Arlington. This item will be brought back at the next regular meeting.

ADJOURN

A motion was made by Council Member Hoffman to adjourn the meeting at 11:13 p.m. 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

_____ David L. Cook, Mayor

ATTEST:

_____ Susana Marin, Acting City Secretary