



# CITY OF MANSFIELD

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

## Meeting Minutes - Draft City Council

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Monday, August 25, 2014

5:00 PM

Council Chambers

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### REGULAR MEETING

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

*Mayor Cook called the meeting to order at 5:00 p.m.*

**Absent** 1 - Darryl Haynes

**Present** 6 - David Cook; Stephen Lindsey; Wendy Burgess; Cory Hoffman; Larry Broseh 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 5:03 p.m. Mayor Cook called the executive session to order in the Council Conference Room at 5:10 p.m. Council Member Haynes arrived at 6:40 p.m. Mayor Cook adjourned the executive session at 7:00 p.m.*

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

#### **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 Legal Issues and Enforcement of Development Restrictions, Screening and Landscaping Requirements

Seek Advice of City Attorney Regarding Redaway LLC's Application for a Municipality Solid Waste Permit Pending Before the TCEQ

Seek Advice of City Attorney Over Regulations Pertaining to Commercial Collections of Solid Waste, Garbage and Refuse

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

Consider Possible Purchase of Certain Properties for Future/Development Use

#### **Personnel Matters Pursuant to Section 551.074**

**Deliberation Regarding Negotiations of the Industrial Development Corporation  
of an Offer of a Financial or Other Incentives to a Business Prospect Pursuant  
to Section 551.087**

**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.*

**INVOCATION**

*Rock Church Pastor Joel Soto led the Invocation.*

**PLEDGE OF ALLEGIANCE**

*Pastor Joel Soto 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.*

**PRESENTATION**

Presentation of Commercial Vehicle Enforcement Texas Challenge Award/Police Department  
Certificate of Merit Award to Sgt. Ken Hopkins

*Police Chief Gary Fowler, Commander Kyle Lanier, Sergeant David Griffin made brief  
comments. Mayor Cook presented the Commercial Vehicle Enforcement Texas  
Challenge Award/Police Department Certificate of Merit Award to Sergeant Ken  
Hopkins. Department of Public Safety representative Sergeant Brandon Calvin was  
present.*

**CITIZEN COMMENTS**

*Jeff Brogden - 203 Hillcrest - Mr. Brogden spoke on behalf of the Mansfield  
Independent School District expressing the districts opposition to the medical waste  
facility wanting to come to Mansfield. He stated the school board would also be  
voting on a resolution opposing the granting of a permit for such facility.*

*Tamera Bounds - 1009 Meriwether St. - Mrs. Bounds spoke in opposition of the  
medical waste facility.*

*Terry Moore - 3 Morningside Court - Mr. Moore spoke also on behalf of the Mansfield  
Independent School District in opposition of the medical waste facility.*

*Shelia Sinclair - 17 Forest Drive - Mrs. Sinclair spoke in opposition of the medical  
waste facility.*

*Mayor Cook recognized the following non-speakers:*

*Mary & Rick Beaty - 908 Tremont Street - Opposed to the medical waste facility  
Bonnie Howard - 2415 Ravenwood Court - Opposed to the medical waste facility  
Richard Fennell - 2417 Ravenwood Court - Opposed to the medical waste facility  
Lorraine Belliveau - 1106 Killian Drive - Opposed to the medical waste facility  
Arthur Proulx - 1106 Killian Drive - Opposed to the medical waste facility  
Allison Proulx - 1106 Killian Drive - Opposed to the medical waste facility  
Lance Erwin - 1208 Killian Drive - Opposed to the medical waste facility  
Kristin Irwin - 1208 Killian Drive - Opposed to the medical waste facility  
Alicia Ollila - 1405 Brighton Drive - Opposed to the medical waste facility  
Patrick Ollila - 1405 Brighton Drive - Opposed to the medical waste facility  
Shauna Friend - 13 Willowstone Court - Opposed to the medical waste facility  
Phillip Worobey - 13 Willowstone Court - Opposed to the medical waste facility  
Mike Leyman - 808 Turnberry Drive - Opposed to the medical waste facility  
Anita Moore - 3 Morningside Court - Opposed to the medical waste facility  
Houston Mitchell - 605 St. Eric - Opposed to the medical waste facility*

## **COUNCIL ANNOUNCEMENTS**

*Council Member Haynes congratulated the citizens for their support at the TCEQ public hearing regarding the medical waste facility.*

*Council Member Hoffman had no announcements.*

*Council Member Newsom had no announcements.*

*Council Member Lindsey had no announcements.*

*Council Member Burgess had no announcements.*

*Mayor Pro Tem Broseh had no announcements.*

*Mayor Cook thanked MISD representatives Terry Moore and Jeff Brogden for their support regarding the medical waste facility. He stated TCEQ has extended the comment period for citizens to make their comments regarding the permit for the medical waste facility. Mayor Cook also mentioned there was a possibility there would be a second public hearing by TCEQ regarding the medical waste facility.*

## **STAFF COMMENTS**

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

Current/Future Agenda Items

*There were no staff comments.*

### **Business Services Department Report**

**14-1010** Presentation of Monthly Financial Report for the Period Ending July 31, 2014

*There were no comments regarding the financial.*

**TAKE ACTION NECESSARY PURSUANT TO EXECUTIVE SESSION**

A motion was made by Council Member Hoffman to direct staff to move forward on the real estate contract as discussed in executive session. Seconded by Council Member 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

**CONSENT AGENDA****14-0976**

Ordinance - Third and Final Reading on an Ordinance Approving a Zoning Change from C-2 to SF-12/22 on Approximately 4.02 Acres Located at 780 Turner Warnell Rd.; Ropo-Tusins Holdings (ZC#14-006)

*City Secretary Vicki Collins 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, 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-12/22, SINGLE FAMILY RESIDENTIAL DISTRICT CLASSIFICATION, 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 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-1915-14

**14-0977**

Ordinance - Third and Final Reading for Zoning Change from C-2 to C-4 on Approximately .35 Acres, Generally Located at 102 West Oak Street and 201 N. Main Street; Luis Alegria (ZC#14-008)

*Vicki Collins 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, 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 C-4 DOWNTOWN BUSINESS DISTRICT CLASSIFICATION, 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 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-1916-14

**14-1006**

Resolution - A Resolution to Award a Contract to C. Green Scaping LP for Construction of the West Broad Street Landscaping and Irrigation Improvements for an Amount not to Exceed \$91,121.11 Including a 5% Contingency

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

**A RESOLUTION AWARDING A BID TO C. GREEN SCAPING, LP FOR THE INSTALLATION OF LANDSCAPING AND IRRIGATION IMPROVEMENTS ON WEST BROAD STREET FOR AN AMOUNT NOT TO EXCEED \$91,121.11 INCLUDING A 5% CONTINGENCY**

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

**Seconded by Council Member 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-3027-14

**14-1008**

Resolution - A Resolution to Consider Awarding a Bid to Total Recreation Products, Inc. in the Amount of \$57,681.85 for the Purchase and Installation of Playground Equipment at James McKnight Park East

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

**A RESOLUTION AWARDDING A BID TO TOTAL RECREATION PRODUCTS, INC. IN THE AMOUNT OF \$57,681.85 FOR THE PURCHASE AND INSTALLATION OF PLAYGROUND EQUIPMENT AT JAMES MCKNIGHT PARK EAST**

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

Seconded by Council Member 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-3028-14

**14-1012**

A Resolution to Consider Support for the Texas Parks & Wildlife Department's Local Park Grant for the Development of Clayton W. Chandler Park, Phase II

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

**A RESOLUTION TO CONSIDER SUPPORT FOR THE TEXAS PARKS & WILDLIFE DEPARTMENT'S LOCAL PARK GRANT FOR THE DEVELOPMENT OF CLAYTON W. CHANDLER PARK, PHASE II**

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

Seconded by Council Member 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-3029-14

**14-1013**

Resolution - A Resolution to Consider Support for the Texas Parks & Wildlife Department's Local Park Grant for the Development of Walnut Creek Linear Park, Phase II

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

**A RESOLUTION TO CONSIDER SUPPORT FOR THE TEXAS PARKS & WILDLIFE DEPARTMENT'S LOCAL PARK GRANT FOR THE DEVELOPMENT OF WALNUT CREEK LINEAR PARK, PHASE II**

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

**Seconded by Council Member 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-3030-14

**14-1014**

Resolution - A Resolution Awarding a Contract for the Construction of Paving and Drainage Improvements to East Debbie Lane from Matlock Road to the City Limits to Tiseo Paving Company, for an Amount Not to Exceed \$3,623,731.20. (Street Bond Fund, Utility Bond Fund and Tarrant County Reimbursements)

*Director of Public Works Steve Freeman made brief comments and answered Council questions.*

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

**A RESOLUTION AWARDING A CONTRACT FOR THE CONSTRUCTION OF PAVING AND DRAINAGE IMPROVEMENTS TO EAST DEBBIE LANE FROM MATLOCK ROAD TO THE CITY LIMITS TO TISEO PAVING COMPANY, APPROPRIATING FUNDS, AND AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE CONTRACT DOCUMENTS**

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

**Seconded by Council Member 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-3031-14

**14-0988**

Request for Special Event Permit; Bike Out Hunger Rally

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

**14-1011** Request for Special Event Permit; Wurstfest 2014

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

**14-0991** Minutes - Approval of the August 11, 2014 Regular City Council Meeting Minutes

**A motion was made by Council Member Burgess to approve the minutes of the August 11, 2014 Regular City Council meeting as presented. Seconded by Council Member 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

**END OF CONSENT AGENDA**

**PUBLIC HEARING**

**14-1000** Public Hearing - Public Hearing on the Tax Rate

*Mr. Chandler made a powerpoint presentation and answered Council questions. Director of Business Services Peter Phillis answered Council questions.*

*Mayor Cook opened the public hearing at 8:08 p.m. With no one wishing to speak, Mayor Cook closed the public hearing at 8:08 p.m. Mayor Cook announced there would be a second public hearing held on Tuesday, September 2, 2014 at 6:00 p.m.*

**14-1001** Public Hearing - Public Hearing on the FY 2014/2015 Proposed Budget

*A presentation was made during the previous agenda item. Mayor Cook opened the public hearing at 8:09 p.m. With no one wishing to speak, Mayor Cook closed the public hearing at 8:09 p.m. Mayor Cook announced there would be a second public hearing held on Tuesday, September 2, 2014 at 6:00 p.m.*

**14-1002** Public Hearing - Use of Hotel/Motel Tax

*Mayor Cook opened the public hearing at 8:10 p.m. The following people spoke during the public hearing:*

*Brenda Norwood - 677 West Broad Street - Juneteenth  
Eric White - 14 Colt Court - Mansfield Invitational Inc.  
Belinda Willis - 1200 East Broad Street - City of Mansfield*



Angie Henley - 1200 East Broad Street - City of Mansfield  
Matthew Meadows - 3313 Sheffield Drive - Farr Best Theater  
John Pressley - 1306 Brittany Lane - Pickle Society  
Scott Kissinger - 1119 Augusta Court - Kiwanis Club of Mansfield  
Ernie Abraham - 1151 Country Club Drive - Futures of Mansfield  
Scott Ferrell - 3516 Heatherbrook Drive - Mainstage Classic Theatre  
Steve Cosio - 4 Savoy Court - Discover Historic Mansfield  
Marylin Sulak - 715 Morningside Court - Pickle Society  
Robert Putman - 1714 Yarmouth Lane - Mansfield Sunrise Rotary Club  
Dave Tomlin - 500 East Dallas Street - Pickle Society  
Vern Raven - 4312 Old Grove - Mansfield Historical Society

Mayor Cook acknowledged the following non-speakers:

Brenda Steele - 2 Losana Court - Juneteenth  
Cynthia Poole - 2602 Cherokee Court - Juneteenth  
Jennifer Thomas - 7 Park Place - Pickle Parade  
Courtesy Inn & Suites - 1560 East Broad Street - Pickle Parade  
Allen Daniell - 1108 Danbury Drive - Pickle Parade  
Coleen Daniell - 1108 Danbury Drive - Pickle Parade  
June Graves - 14520 County Road 511, Venus - Pickle Society  
Ed Haidusek - 2421 Birch Lane - Pickle Society  
Sharon Sulak - 715 Morningside Drive - Mansfield Pickle Society  
Beckie Norman - 1515 New Haven Drive - Pickle Parade  
Lorie Tomlin - 500 East Dallas Street - Pickle Mansfield Society  
Gray Curb - 706 Fort Worth Street - Pickle Parade  
Liz Wright - 4307 Woodcrest Lane - Pickle Parade  
Dan Steinman - 616 McKown Drive - Pickle Parade  
Joyce Steinman - 616 McKown Drive - Pickle Parade  
June Johnson - 911 Leadville Drive, Arlington - Juneteenth  
Kenneth Johnson - 911 Leadville Drive, Arlington - Juneteenth  
Rhonda Williams - 822 Monique Court, Cedar Hill - Pickle Parade  
Chuck Williams - 822 Monique Court, Cedar Hill - Pickle Parade  
Sheri Curb - 706 Fort Worth Street - Pickle Parade  
Norman Norwood - 677 West Broad Street - Pickle Parade  
Susan Luttrell - 1092 S. Mitchell Road - Juneteenth - Pickle Parade - Kiwanis Club  
Mansfield  
Robert Luttrell - 1092 S. Mitchell Road - Juneteenth - Pickle Parade  
Peter Kowalski - 4 River Crest Court - Pickled Mansfield Society  
Jadzia P. Ajemian - 2305 Dobree Street - Pickle Parade  
Doris Maxwell - 107 Cedar Street - Historical Society  
Edna Phillips - 114 Juniper Street - Historical Society  
Faye Rydell - 202 West Oak Street - Mansfield Historical Society  
Bill Beard - 202 West Oak Street - Mansfield Historical Society  
Amanda Kowalski - 4 River Crest Court - Pickle Parade  
Cindy Pressley - 1306 Brittany Lane - Pickle Palooza Mansfield Society  
Alice Glover - 1220 Dan Gould Drive, Arlington - Juneteenth  
Bob Kowalski - 4 River Crest Court - Pickle Parade  
Joe Kowalski - 4 River Crest Court - Pickle Parade  
Jadzia Ajemian - 2305 Dobree Street - Mainstage Classic Theatre  
Houston Mitchell - 605 St. Eric - Pickle Parade  
Tamika Stevenson - 1701 Towne Crossing Blvd. #532 - Juneteenth

With no one else wishing to speak, Mayor Cook closed the public hearing at 9:15 p.m. Mayor Cook announced there would be a second public hearing held on Tuesday, September 2, 2014 at 6:00 p.m.

Mayor Cook recessed the meeting at 9:15 for a break. Mayor Cook reconvened into regular business session at 9:27 p.m.

### **PUBLIC HEARING CONTINUATION AND SECOND READING**

**14-0986**

Ordinance - Public Hearing Continuation and Second Reading on an Ordinance Approving an Amendment to the Existing PD for Church and Related Facilities on Approximately 53.6 Acres, Generally Located at 1201 N. SH360; Walnut Ridge Baptist Church (ZC#05-019B)

*Walnut Ridge Baptist Church representative Scott Martsolf answered Council questions. Mayor Cook continued the public hearing at 9:30 p.m. With no one wishing to speak, Mayor Cook closed the public hearing at 9:30 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 A CHURCH AND RELATED FACILITIES, 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 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

### **NEW BUSINESS**

**14-1009**

Consideration of a Request to Revise the Development Plan for the Villages of Park Hill Addition Park and Walking Trail Areas Located at 2001 and 2011 Callender Road (ZC#13-004A)

*Villages of Park Hill Design Engineer Tommy Tabor made brief comments and answered Council questions. Director of Planning Felix Wong answered Council questions.*

**A motion was made by Mayor Cook to table this agenda item to the September 2, 2014 Special City Council meeting. 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

**14-1016**

Resolution - A Resolution of the City of Mansfield, Texas, Opposing the Granting of the Texas Commission on Environmental Quality Permit to

Redaway, LLC to Construct and Operate a Type V Municipal Solid Waste Facility for Medical Waste Processing in the City; and Providing an Effective Date

*City Attorney Allen Taylor made brief comments.*

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

**A RESOLUTION OF THE CITY OF MANSFIELD, TEXAS, OPPOSING THE GRANTING OF THE TEXAS COMMISSION ON ENVIRONMENTAL QUALITY PERMIT TO REDAWAY, LLC TO CONSTRUCT AND OPERATE A TYPE V MUNICIPAL SOLID WASTE FACILITY FOR MEDICAL WASTE PROCESSING IN THE CITY; AND PROVIDING AN EFFECTIVE DATE**

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

Seconded by Mayor Pro Tem 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-3032-14

**14-1017**

Resolution - A Resolution of the City Council of the City of Mansfield, Texas, Establishing a Moratorium on the Issuance of Permits, Including Certificates of Occupancy, for any New Medical Waste Processing, Transfer, Collection, Transfer or Storage Facilities Proposed to be Located within the Corporate Limits of the City of Mansfield for a Period of 120 Days During the Preparation of a Staff Study to Determine what, if any, Safeguards and Performance Standards should be Established to Protect the Public Health, Safety and the Welfare in the Establishment and Operation of these Facilities

*Allen Taylor made brief comments.*

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, ESTABLISHING A MORATORIUM ON THE ISSUANCE OF PERMITS, INCLUDING CERTIFICATES OF OCCUPANCY, FOR ANY NEW MEDICAL WASTE PROCESSING, TRANSFER, COLLECTION, TRANSFER OR STORAGE FACILITIES PROPOSED TO BE LOCATED WITHIN THE CORPORATE LIMITS OF THE CITY OF MANSFIELD FOR A PERIOD OF 120 DAYS DURING THE PREPARATION OF A STAFF STUDY TO DETERMINE WHAT, IF ANY, SAFEGUARDS AND PERFORMANCE STANDARDS SHOULD BE ESTABLISHED TO PROTECT THE PUBLIC HEALTH, SAFETY AND WELFARE IN THE ESTABLISHMENT AND OPERATION OF THESE FACILITIES**

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

**Seconded by Council Member 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-3033-14

## **PUBLIC HEARING AND FIRST READING**

**14-0997**

Ordinance - Public Hearing and First Reading of an Ordinance Amending the Code of Ordinances for Designated Truck/Commercial Delivery Routes

*Vicki Collins read the caption into the record. Steve Freeman made brief comments and answered Council questions. There was Council consensus to place this item for second reading on the Tuesday, September 2, 2014 Special Meeting agenda.*

**A motion was made by Council Member Lindsey to approve the first reading of "AN ORDINANCE OF THE CITY OF MANSFIELD, TEXAS, AMENDING THE CODE OF ORDINANCES OF THE CITY OF MANSFIELD BY AMENDING CHAPTER 71, SECTION 71-20, SECTION 71-23, AND SECTION 71-28 CODE OF ORDINANCES, CITY OF MANSFIELD, TEXAS; DESIGNATING CERTAIN STREETS AS TRUCK ROUTES OR COMMERCIAL DELIVERY ROUTES; TO PROVIDE A MAXIMUM SIZE OF CERTAIN TYPES OF MOTOR VEHICLES OPERATED ON PUBLIC STREETS WITHIN THE CITY; TO PROVIDE A MAXIMUM WEIGHT FOR CERTAIN VEHICLES OPERATED ON PUBLIC STREETS WITHIN THE CITY; TO PROVIDE PERMIT REQUIREMENTS FOR OVERSIZE AND OVERWEIGHT VEHICLES; PROVIDING A SEVERABILITY CLAUSE, PROVIDING FOR A PENALTY OF FINE NOT TO EXCEED THE SUM OF TWO HUNDRED AND FIFTY DOLLARS (\$250.00) FOR EACH OFFENSE AND PROVIDING AN EFFECTIVE DATE." Seconded by Council Member 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

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

**14-1007**

Resolution - A Resolution to Consider a Proposal from Public Restroom Company Buy Board Contract Number: 423-13 to Furnish and Install a Prefabricated Restroom Building at the Mansfield Sports Complex in the Amount of \$178,977

*Mayor Cook removed this item from the consent agenda. Senior Park Planner James Fish made a brief presentation and answered Council questions. Allen Taylor made brief comments and answered Council questions.*

**A motion was made by Mayor Cook to table this agenda item to the September**

**22, 2014 Regular City Council Meeting. Seconded by Mayor Pro Tem 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

**ADJOURN**

**A motion was made by Council Member Hoffman to adjourn the meeting at 10:22 p.m. Seconded by Council Member 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:

\_\_\_\_\_  
Vicki Collins, City Secretary