



# CITY OF MANSFIELD

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

## Meeting Minutes - Draft

### City Council

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Monday, October 12, 2020

4:00 PM

Council Chambers

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#### REGULAR MEETING

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

*Mayor Cook called the meeting to order at 4:03 p.m.*

*Mayor Cook advised the public they could participate during the meeting by registering through the link provided on the posted agenda or by phone. He also advised the public could address the Council by submitting an online speaker card through the city's website or by direct email to City Secretary Susana Marin.*

**Present** 7 - Larry Broseh; Brent Newsom; Terry Moore; Julie Short; Mike Leyman; Casey Lewis and David Cook

#### RECESS INTO EXECUTIVE SESSION

*In accordance with the Texas Government Code, Chapter 551, Mayor Cook recessed the meeting into executive session at 4:05 p.m. Mayor Cook called the executive session to order in the Council Conference Room at 4:08 p.m. Mayor Cook recessed the executive session for a break at 5:13 p.m. Mayor Cook reconvened into executive session at 5:21 p.m. Mayor Cook adjourned executive session at 6:54 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 Pending Litigation - Cause No. 4:19-CV-00944

Seek Advice of City Attorney Regarding Legal Issues Related to Insurance Programs and Claims

Seek Advice of City Attorney Regarding Claim Notices

Seek Advice of City Attorney Regarding Property Foreclosure

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

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

City Manager Evaluation

Board Appointments - Historic Preservation Advisory Board

**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**

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

*Mayor Cook reconvened into regular business session at 7:05 p.m.*

**INVOCATION**

*Mansfield resident Stoney Short gave the Invocation.*

**PLEDGE OF ALLEGIANCE**

*Council Member Broseh 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 Leyman led the Texas Pledge.*

**PROCLAMATION**

[20-3807](#) National Chiropractic Health Month

*Mayor Cook proclaimed October 2020 as National Chiropractic Health Month and presented a proclamation to Dr. Joseph Adams of Calibration Chiropractic. Dr. Adams made brief comments.*

[20-3806](#) National Code Compliance Month

*Mayor Cook proclaimed October 2020 as National Code Compliance Month and presented a proclamation to the city's Code Compliance Department.*

**PRESENTATION**

International Code Council Community Service Award

*International Code Council representative Shirley Ellis made brief comments regarding the International Code Council Community Service Award. City Manager Joe Smolinski made brief comments and presented the award to Volunteer Coordinator Priscilla Sanchez and the Code Compliance staff. Priscilla made brief comments. Mayor Cook made brief comments.*

### **CITIZEN COMMENTS**

*There were no citizen comments.*

### **COUNCIL ANNOUNCEMENTS**

*There were no Council announcements.*

### **SUB-COMMITTEE REPORTS**

*There were no sub-committee reports.*

### **STAFF COMMENTS**

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

##### Current/Future Agenda Items

*Assistant to the City Manager Bernadette McCranie provided an update on My Mansfield Muni-Versity and the Neighborhood Leadership Roundtable. She explained in detail the intent for the civic academy and answered Council questions.*

##### Music Alley Event Update

*Director of Convention and Visitors Bureau Theresa Cohagen showed a brief video and provided event details.*

##### Park Master Plan Update

*Director of Parks and Recreation Matt Young gave a brief update on the Park Master Plan.*

Quarterly Reports: Mansfield Economic Development Corporation, Mansfield Park Facilities Development Corporation, Planning and Zoning Commission, Public Works, Code Enforcement, Communications and Marketing, Library, Mansfield Historical Museum and Heritage Center, Mansfield Convention and Visitors Bureau

*There were no questions regarding the quarterly reports.*

#### **Business Services Department Report**

##### [20-3812](#)

Presentation of Monthly Financial Report for the Period Ending August 31, 2020

*There were no questions regarding the monthly financial report.*

**TAKE ACTION NECESSARY PURSUANT TO EXECUTIVE SESSION**

No action was taken by the Council.

**CONSENT AGENDA****[20-3797](#)**

Ordinance - Second Reading of an Ordinance of the City of Mansfield, Texas Amending Chapter 111 "Peddlers and Solicitors" of the City of Mansfield, Texas, Code of Ordinances by; Amending Section 111.22 "Time Restrictions"

**A motion was made by Mayor Pro Tem Short to approve the second reading "AN ORDINANCE OF THE CITY OF MANSFIELD, TEXAS AMENDING CHAPTER 111, "PEDDLERS AND SOLICITORS," OF THE CODE OF MANSFIELD, TEXAS BY AMENDING SECTION 111.22, "TIME RESTRICTIONS," ALLOWING COMMERCIAL HOME SOLICITATION AND HANDBILL DISTRIBUTION ON CERTAIN HOLIDAYS; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE." Seconded by Council Member Leyman. The motion CARRIED by the following vote:**

**Aye:** 7 - Larry Broseh; Brent Newsom; Terry Moore; Julie Short; Mike Leyman; Casey Lewis and David Cook

**Nay:** 0

**Abstain:** 0

**[20-3780](#)**

Ordinance - Second Reading of an Ordinance Approving a Request to Abandon Certain Utility Easements and Drainage Easements Relating to the M3 Ranch Addition

**A motion was made by Mayor Pro Tem Short to approve the second reading of "AN ORDINANCE VACATING AND ABANDONING CERTAIN UTILITY EASEMENTS AND DRAINAGE EASEMENTS RELATING TO THE M3 RANCH ADDITION; DECLARING THAT SUCH PROPERTY IS UNNECESSARY FOR USE BY THE PUBLIC; AUTHORIZING THE MAYOR OF THE CITY OF MANSFIELD, TEXAS, TO EXECUTE QUITCLAIM DEEDS RELEASING PUBLIC OWNERSHIP INTEREST OR CONTROL OF SAID EASEMENTS; AND PROVIDING FOR AN EFFECTIVE DATE." Seconded by Council Member Leyman. The motion CARRIED by the following vote:**

**Aye:** 7 - Larry Broseh; Brent Newsom; Terry Moore; Julie Short; Mike Leyman; Casey Lewis and David Cook

**Nay:** 0

**Abstain:** 0

**[20-3773](#)**

Resolution - A Resolution of the City of Mansfield, Texas Approving a Termination Agreement Terminating a First Amended and Restated Economic Development and Performance Agreement Between the Mansfield Economic Development Corporation and RMA Holdings, LLC; Authorizing the MEDC President to Execute Said Agreement; and Providing an Effective Date

A motion was made by Mayor Pro Tem Short to approve the following resolution:

A RESOLUTION OF THE CITY OF MANSFIELD, TEXAS, APPROVING A TERMINATION AGREEMENT TERMINATING A FIRST AMENDED AND RESTATED ECONOMIC DEVELOPMENT AND PERFORMANCE AGREEMENT BETWEEN THE MANSFIELD ECONOMIC DEVELOPMENT CORPORATION AND RMA HOLDINGS, LLC; AUTHORIZING THE BOARD PRESIDENT TO EXECUTE SAID AGREEMENT; AND PROVIDING AN EFFECTIVE DATE

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

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

Aye: 7 - Larry Broseh; Brent Newsom; Terry Moore; Julie Short; Mike Leyman; Casey Lewis and David Cook

Nay: 0

Abstain: 0

Enactment No: RE-3693-20

[20-3774](#)

Resolution - A Resolution of the City of Mansfield, Texas Approving a Termination Agreement Terminating a Tax Abatement Agreement Between the City of Mansfield, Texas and RMA Holdings, LLC; Authorizing the Mayor to Execute Said Agreement; and Providing an Effective Date

A motion was made by Mayor Pro Tem Short to approve the following resolution:

A RESOLUTION OF THE CITY OF MANSFIELD, TEXAS, APPROVING A TERMINATION AGREEMENT TERMINATING A TAX ABATEMENT AGREEMENT BETWEEN THE CITY OF MANSFIELD, TEXAS, AND RMA HOLDINGS, LLC; AUTHORIZING THE MAYOR TO EXECUTE SAID AGREEMENT; AND PROVIDING AN EFFECTIVE DATE

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

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

Aye: 7 - Larry Broseh; Brent Newsom; Terry Moore; Julie Short; Mike Leyman; Casey Lewis and David Cook

Nay: 0

Abstain: 0

Enactment No: RE-3694-20

[20-3805](#)

Resolution - A Resolution Awarding a Construction Contract for a Westbound Left-Turn Lane and Driveway Improvements on West Broad Street to GRod Construction, LLC.; Authorizing and Directing the City Manager to Execute Contract Documents; and Authorizing Funding for an Amount Not to Exceed

\$176,000.00 (Street Bond Fund)

**A motion was made by Mayor Pro Tem Short to approve the following resolution:**

**A RESOLUTION AWARDING A CONSTRUCTION CONTRACT FOR A WESTBOUND LEFT TURN LANE AND DRIVEWAY IMPROVEMENTS ON WEST BROAD STREET TO GROD CONSTRUCTION, LLC; AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE CONTRACT DOCUMENTS; AND AUTHORIZING FUNDING FOR AN AMOUNT NOT TO EXCEED \$176,000.00 (STREET BOND FUND)**

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

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

**Aye:** 7 - Larry Broseh; Brent Newsom; Terry Moore; Julie Short; Mike Leyman; Casey Lewis and David Cook

**Nay:** 0

**Abstain:** 0

Enactment No: RE-3695-20

[20-3808](#)

Resolution - A Resolution Awarding Contract to the Lowest and Best Bids for the Supply of Granular Activated Carbon Filter Media (GAC) for the Bud Ervin Water Treatment Plant

**A motion was made by Mayor Pro Tem Short to approve the following resolution:**

**A RESOLUTION AWARDING THE BID FOR THE PURCHASE OF GRANULAR ACTIVATED CARBON FILTER MEDIA TO BE USED AT THE BUD ERVIN WATER TREATMENT PLANT**

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

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

**Aye:** 7 - Larry Broseh; Brent Newsom; Terry Moore; Julie Short; Mike Leyman; Casey Lewis and David Cook

**Nay:** 0

**Abstain:** 0

Enactment No: RE-3696-20

[20-3810](#)

Resolution - A Resolution Authorizing Funding in an Amount Not to Exceed \$372,000.00 and Approval of Contracts, Including Design Services with Neel-Schaffer, Inc. and Surveying Services with Brittain & Crawford, to Prepare Upper Pressure Plane and South 6th Avenue Water Line Improvements for Public Bidding and Construction (Utility Bond Fund)

**A motion was made by Mayor Pro Tem Short to approve the following resolution:**

**A RESOLUTION AUTHORIZING FUNDING IN AN AMOUNT NOT TO EXCEED \$372,000.00 AND APPROVAL OF CONTRACTS, INCLUDING DESIGN SERVICES WITH NEEL-SCHAFFER, INC. AND SURVEYING SERVICES WITH BRITAIN AND CRAWFORD TO PREPARE UPPER PRESSURE PLANE AND SOUTH 6TH AVENUE WATERLINE IMPROVEMENTS FOR PUBLIC BIDDING AND CONSTRUCTION (UTILITY BOND FUND)**

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

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

**Aye:** 7 - Larry Broseh; Brent Newsom; Terry Moore; Julie Short; Mike Leyman; Casey Lewis and David Cook

**Nay:** 0

**Abstain:** 0

Enactment No: RE-3697-20

[20-3813](#)

Resolution - A Resolution Amending the Bylaws of the Mansfield Commission for the Arts

**A motion was made by Mayor Pro Tem Short to approve the following resolution:**

**A RESOLUTION AMENDING THE BYLAWS FOR MANSFIELD COMMISSION FOR THE ARTS**

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

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

**Aye:** 7 - Larry Broseh; Brent Newsom; Terry Moore; Julie Short; Mike Leyman; Casey Lewis and David Cook

**Nay:** 0

**Abstain:** 0

Enactment No: RE-3698-20

[20-3803](#)

Minutes - Approval of the September 28, 2020 Regular City Council Meeting Minutes

**A motion was made by Mayor Pro Tem Short to approve the minutes of the September 28, 2020 Regular City Council Meeting as presented. Seconded by Council Member Leyman. The motion CARRIED by the following vote:**

**Aye:** 7 - Larry Broseh; Brent Newsom; Terry Moore; Julie Short; Mike Leyman; Casey Lewis and David Cook

**Nay:** 0

**Abstain:** 0

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

[20-3809](#)

Resolution - A Resolution of the City Council of the City of Mansfield, Texas, Rejecting all Bids for the Construction of the Man House Information Center and Restroom Building Received Through A Public Bid Opening

*Mayor Cook removed this item from the consent agenda.*

**A motion was made by Council Member Moore to accept the low bid from JM Construction in regard to this project. Seconded by Council Member Short. The motion CARRIED unanimously.**

**A motion was made by Council Member Moore to deny this agenda item. Seconded by Council Member Newsom. The motion CARRIED by the following vote:**

**Aye:** 7 - Larry Broseh; Brent Newsom; Terry Moore; Julie Short; Mike Leyman; Casey Lewis and David Cook

**Nay:** 0

**Abstain:** 0

[20-3821](#)

Resolution - A Resolution Authorizing the City Attorney to Institute Foreclosure Proceedings Against Property Located at 502 Patterson Street and Providing an Effective Date

*Council Member Leyman removed this item from the consent agenda. Joe Smolinski made brief comments.*

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

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MANSFIELD, TEXAS, AUTHORIZING THE CITY ATTORNEY TO INSTITUTE FORECLOSURE PROCEEDINGS AGAINST PROPERTY LOCATED AT 502 PATTERSON STREET, MANSFIELD, TEXAS; AND PROVIDING AN EFFECTIVE DATE**

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

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

**Aye:** 7 - Larry Broseh; Brent Newsom; Terry Moore; Julie Short; Mike Leyman; Casey Lewis and David Cook

**Nay:** 0

**Abstain:** 0

Enactment No: RE-3699-20

**END OF CONSENT AGENDA**

## **PUBLIC HEARING AND RESOLUTION**

[20-3796](#)

Resolution - Public Hearing on a Resolution Approving the Fiscal Year 2020/2021 Services and Assessment Plan for the South Pointe Public Improvement District ("PID"); Providing a Severability Clause; and Providing an Effective Date

*Deputy City Manager Peter Phillis made brief comments. Neighborhood Management representative Audrey Beard answered Council questions.*

**A motion was made by Council Member Moore to table this item until staff has had an opportunity to work with the developer or Home Owners Association to resolve any outstanding issues. Seconded by Council Member Newsom. The motion CARRIED by the following vote:**

**Aye:** 7 - Larry Broseh; Brent Newsom; Terry Moore; Julie Short; Mike Leyman; Casey Lewis and David Cook

**Nay:** 0

**Abstain:** 0

## **PUBLIC HEARING**

[20-3800](#)

Public Hearing and Consideration of a Request for a Specific Use Permit for a Crematorium on Approximately 1.478 Acres Known as Lot 4R1, Block C, Hillcrest Business Park, Located at 1556 Heritage Pkwy.; Christie Moore of Mansfield Funeral Home & Cremations (SUP#20-014)

*Director of Planning Matt Jones made a brief presentation and answered Council questions. Mansfield Funeral Home owner Christie Moore made a brief presentation and answered Council questions. American Crematory Equipment representative John Raggett made brief comments and answered Council questions.*

**A motion was made by Mayor Pro Tem Short to approve this agenda item. Seconded by Council Member Leyman. The motion CARRIED by the following vote:**

**Aye:** 7 - Larry Broseh; Brent Newsom; Terry Moore; Julie Short; Mike Leyman; Casey Lewis and David Cook

**Nay:** 0

**Abstain:** 0

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

[20-3768](#)

Ordinance - Public Hearing Continuation and Second Reading of an Ordinance Approving a Change of Zoning from SF-7.5/12 Single-Family Residential District to PD Planned Development District for Single-family Residential and Accessory Dwelling Uses on Approximately 0.258 Acres Known as a Portion of Lot 1, Block 29, Original Town of Mansfield, Located at 106 S. 2nd Ave.; Sheri Bumgardner of SSB Designs, Inc. on

behalf of Janell Pendergast and Brian Clettenberg (ZC#20-012)

*Director of Planning Matt Jones made a brief presentation. Property Owner Brian Clettenberg answered Council questions. Mayor Cook continued the public hearing through second reading at 8:07 p.m. With no one wishing to speak, Mayor Cook closed the public hearing at 8:07 p.m.*

**A motion was made by Council Member Moore 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 SINGLE-FAMILY RESIDENTIAL AND ACCESSORY DWELLING 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 Newsom. The motion CARRIED by the following vote:**

**Aye:** 7 - Larry Broseh; Brent Newsom; Terry Moore; Julie Short; Mike Leyman; Casey Lewis and David Cook

**Nay:** 0

**Abstain:** 0

[20-3775](#)

Ordinance - Public Hearing Continuation and Second Reading of an Ordinance Approving a Zoning Change from SF-7.5/12, Single-Family Residential District to PD, Planned Development District for Multi-family Residential Uses on Approximately 0.535 Acres Located at 505 W. Kimball Street; Ben Hartman, Owner/Developer (ZC#20-013)

*Matt Jones made a brief presentation and answered Council questions. City Attorney Allen Taylor answered Council questions. Property owner Ben Hartman made a brief presentation and answered Council questions. Mayor Cook continued the public hearing through second reading at 9:11 p.m. With no one wishing to speak, Mayor Cook closed the public hearing at 9:11 p.m.*

**A motion was made by Council Member Broseh 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 MULTI-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," to include option one or two as proposed by the applicant with each building containing two livable units, two in the front and two in the back. Seconded by Council Member Moore. The motion CARRIED by the following vote:**

**Aye:** 6 - Larry Broseh; Brent Newsom; Terry Moore; Julie Short; Casey Lewis and David Cook

**Nay:** 1 - Mike Leyman

Abstain: 0

[20-3777](#)

Ordinance - Public Hearing Continuation and Second Reading of an Ordinance Amending Sections 2200B, 4400.B Table G and 7800.B.38 of the Zoning Ordinance to Create a Body Art & Piercing Studio Use; to Permit Such Use in the I-1 and I-2 Zoning Districts; to Require a Specific Use Permit in C-2 and C-3 Zoning Districts; and to Establish Separation Criteria from Such Use from Certain Other Land Uses (OA#20-001)

*Matt Jones made brief comments. Mayor Cook continued the public hearing through second reading at 9:16 p.m. With no one wishing to speak, Mayor Cook closed the public hearing at 9:16 p.m.*

**A motion was made by Council Member Newsom to approve the second reading of "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 2200B, 4400.B TABLE G AND 7800.B.38 OF SAID ORDINANCE TO CREATE A BODY ART & PIERCING STUDIO USE; TO PERMIT SUCH USE IN THE PD ZONING DISTRICT; AND TO ESTABLISH SEPARATION CRITERIA FROM SUCH USE FROM CERTAIN OTHER LAND 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 Moore. The motion CARRIED by the following vote:**

**Aye:** 6 - Larry Broseh; Brent Newsom; Terry Moore; Julie Short; Mike Leyman and David Cook

**Nay:** 1 - Casey Lewis

Abstain: 0

[20-3778](#)

Ordinance - Public Hearing Continuation and Second Reading of an Ordinance Amending Sections 5100.E.7, 5100.F.19, 6100.D.8 and 6400.D.8 of the Zoning Ordinance to Revise the Submittal Requirements for Applications for Concept Plans, Planned Developments, Specific Use Permits and Industrial Use Permits (OA#20-002)

*Matt Jones made brief comments. Mayor Cook continued the public hearing through second reading at 9:17 p.m. With no one wishing to speak, Mayor Cook closed the public hearing at 9:17 p.m.*

**A motion was made by Council Member Newsom to approve the second reading of "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 5100.E.7, 5100.F.9, 6100.D.8 AND 6400.D.8 OF SAID ORDINANCE TO REVISE THE SUBMITTAL REQUIREMENTS FOR APPLICATIONS FOR CONCEPT PLANS, PLANNED DEVELOPMENTS, SPECIFIC USE PERMITS AND INDUSTRIAL USE 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." Seconded by Council Member Moore. The motion CARRIED by the following vote:**

**Aye:** 7 - Larry Broseh; Brent Newsom; Terry Moore; Julie Short; Mike Leyman; Casey Lewis and David Cook

**Nay:** 0

**Abstain:** 0

## **NEW BUSINESS**

### **20-3801**

Ordinance - First Reading of an Ordinance Amending Title XV of the Mansfield Code of Ordinances, "Land Usage" to provide regulations for Vacant Buildings and Properties (OA#20-003)

*Susana Marin read the caption into the record. Matt Jones made a brief presentation and answered Council questions.*

**A motion was made by Mayor Pro Tem Short to approve the first reading of "AN ORDINANCE OF THE CITY OF MANSFIELD, TEXAS, AMENDING TITLE XV OF THE MANSFIELD CODE OF ORDINANCES, "LAND USAGE," PERTAINING TO REGULATIONS FOR VACANT BUILDINGS AND PROPERTIES; PROVIDING THAT THIS ORDINANCE BE CUMULATIVE OF ALL OTHER ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY FOR VIOLATIONS HEREOF; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION IN THE OFFICIAL NEWSPAPER; AND PROVIDING AN EFFECTIVE DATE," with the following stipulations: 90 days starts after written notice from the city; there be a \$50.00 registration fee when required; a \$50.00 minimum annual inspection fee; that it be limited to the geographical boundary of the TIRZ#2; and that any violation be deemed a civil offense with a fine of up to \$2,000.00 per day instead of a criminal misdemeanor. Seconded by Council Member Moore.**

**A motion to amend the main motion was made by Council Member Lewis to add that in a subsequent year the registration fee be \$250.00. Seconded by Council Member Newsom. The motion CARRIED unanimously.**

**The amended main motion CARRIED by the following vote:**

**Aye:** 7 - Larry Broseh; Brent Newsom; Terry Moore; Julie Short; Mike Leyman; Casey Lewis and David Cook

**Nay:** 0

**Abstain:** 0

### **20-3802**

Ordinance - First Reading of an Ordinance Amending Title VII of the Mansfield Code of Ordinances, "Traffic Code" to Provide Regulations for Historic Downtown No Parking Zones (OA#20-004)

*Susana Marin read the caption into the record. Police Chief Tracy Aaron made a brief presentation and answered Council questions. Assistant Director of Public Works David Boski answered Council questions.*

A motion was made by Council Member Leyman to approve the first reading of "AN ORDINANCE OF THE CITY OF MANSFIELD, TEXAS, AMENDING CHAPTER 72 OF THE MANSFIELD CODE OF ORDINANCES, "STOPPING, STANDING AND PARKING," BY AMENDING SECTION 72.18 AND ADDING NEW SECTIONS 72.22 THROUGH 72.23, TO ESTABLISH REGULATIONS RELATED TO PARKING IN THE DOWNTOWN AREA AND PARKING DURING SPECIAL EVENTS; PROVIDING THAT THIS ORDINANCE BE CUMULATIVE OF ALL OTHER ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY FOR VIOLATIONS HEREOF; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION IN THE OFFICIAL NEWSPAPER; AND PROVIDING AN EFFECTIVE DATE." Seconded by Council Member Newsom. The motion CARRIED by the following vote:

**Aye:** 7 - Larry Broseh; Brent Newsom; Terry Moore; Julie Short; Mike Leyman; Casey Lewis and David Cook

**Nay:** 0

**Abstain:** 0

**STAFF COMMENTS**

*Joe Smolinski made brief comments regarding the employee insurance program.*

**ADJOURN**

A motion was made by Council Member Newsom to adjourn the meeting at 9:48 p.m. Seconded by Council Member Leyman. The motion CARRIED by the following vote:

**Aye:** 7 - Larry Broseh; Brent Newsom; Terry Moore; Julie Short; Mike Leyman; Casey Lewis and David Cook

**Nay:** 0

**Abstain:** 0

\_\_\_\_\_  
ATTEST: David L. Cook, Mayor

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