



CITY OF MANSFIELD

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

Meeting Minutes - Draft

City Council

Monday, December 14, 2020

5:00 PM

Council Chambers

REGULAR MEETING

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

Mayor Cook called the meeting to order at 5:00 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; Julie Short; Mike Leyman; Casey Lewis; David Cook and Todd Tonore

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. Mayor Cook adjourned executive session at 6:48 p.m.

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

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

Seek Advice of City Attorney Regarding Assignment of Developer Agreement

Seek Advice of City Attorney Regarding an Issue Relating to Delinquent Tax Collection

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

Personnel Matters Pursuant to Section 551.074

Municipal Court Judge

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

IMMEDIATELY FOLLOWING EXECUTIVE SESSION - RECONVENE INTO REGULAR BUSINESS SESSION

Mayor Cook reconvened into regular business session at 6:55 p.m.

CITIZEN COMMENTS

There were no citizen comments.

COUNCIL ANNOUNCEMENTS

Council Member Leyman had no announcements.

Mayor Pro Tem Short thanked Mayor Cook for his commitment and service to the City of Mansfield as Mayor since 2008 and noted his involvement throughout the community, including his support of various events and programs.

Council Member Lewis had no announcements.

Council Member Tonore had no announcements.

Council Member Newsom had no announcements.

Council Member Broseh had no announcements.

Mayor Cook had no announcements.

STAFF COMMENTS

City Manager Report or Authorized Representative

Current/Future Agenda Items

City Manager Joe Smolinski invited Carmin MacMillan to speak. Ms. MacMillan, on behalf of the Mansfield Mission Center Staff and Board, thanked Mayor Cook for his service to the community and honored his years of service by presenting him with the Champions for Families Award.

TAKE ACTION NECESSARY PURSUANT TO EXECUTIVE SESSION

A motion was made by Council Member Lewis to remove the interim title in reference to Municipal Court Judge Callaway, pay at a rate of \$3,500.00 per month, and appoint him to that position until July of 2022. The motion CARRIED by the following vote:

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

Nay: 0

Abstain: 0

CONSENT AGENDA

20-3861

Ordinance - Consideration of an Ordinance to Amend the Mansfield, Texas Code of Ordinances: Chapter 96: Parks and Recreation

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

AN ORDINANCE AMENDING CHAPTER 96, "PARKS AND RECREATION" OF THE CODE OF ORDINANCES OF THE CITY OF MANSFIELD, TEXAS; 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 Lewis. The motion CARRIED by the following vote:

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

Nay: 0

Abstain: 0

Enactment No: OR-2197-20

20-3899

Resolution - A Resolution Authorizing an Engineering Services Agreement with Plummer Associates Inc. for the Bud Ervin Water Treatment Plant (BEWTP) Control System Replacement Project for an Amount Not to Exceed \$446,552.00

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

A RESOLUTION AUTHORIZING AN ENGINEERING SERVICE AGREEMENT WITH PLUMMER ASSOCIATES INC FOR THE BUD ERVIN WATER TREATMENT PROJECT FOR AN AMOUNT NOT TO EXCEED \$446,552.00

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

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

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

Nay: 0

Abstain: 0

Enactment No: RE-3715-20

[20-3902](#)

Resolution - A Resolution Authorizing Funding in an Amount Not to Exceed \$86,306.00 and Approval of Contracts, Including Design Services with Freese and Nichols, Inc., to Prepare the 16-inch/24-inch Water Line Route Study from North Main Street to West Broad Street (Utility Fund)

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

A RESOLUTION AUTHORIZING FUNDING IN AN AMOUNT NO TO EXCEED \$86,306.00 AND APPROVAL OF CONTRACTS, INCLUDING DESIGN SERVICES WITH FREESE AND NICHOLS, INC. TO PREPARE THE 16-INCH/24-INCH WATER LINE ROUTE STUDY FROM NORTH MAIN STREET TO WEST BROAD STREET (UTILITY FUND)

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

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

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

Nay: 0

Abstain: 0

Enactment No: RE-3716-20

[20-3903](#)

Resolution - A Resolution Approving a Consulting Contract for ERP Solution and RFP Development in an Amount Not to Exceed \$136,000

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

RESOLUTION APPROVING A CONSULTING CONTRACT FOR ERP SOLUTION AND RFP DEVELOPMENT IN AN AMOUNT NOT TO EXCEED \$136,000, AND; AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH BERRY DUNN MCNEIL & PARKER, LLC ON BEHALF OF THE CITY, SUBJECT TO FINAL REVIEW AND APPROVAL BY THE CITY ATTORNEY

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

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

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

Nay: 0

Abstain: 0

Enactment No: RE-3717-20

[20-3897](#)

Minutes - Approval of the November 23, 2020 Regular City Council Meeting Minutes

A motion was made by Council Member Newsom to approve the minutes of the November 23, 2020 Regular City Council Meeting as presented. Seconded by Council Member Lewis. The motion CARRIED by the following vote:

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

Nay: 0

Abstain: 0

END OF CONSENT AGENDA

ADJOURN

A motion was made by Council Member Newsom to adjourn the meeting at 7:04 p.m. Seconded by Council Member Lewis. The motion CARRIED by the following vote:

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

Nay: 0

Abstain: 0

ATTEST: Michael Evans, Mayor

Susana Marin, City Secretary