



CITY OF MANSFIELD

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

Meeting Minutes - Final

City Council

Monday, August 22, 2016

5:00 PM

Council Chambers

REGULAR MEETING

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

Mayor Cook called the meeting to order at 5:06 p.m.

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

WORKSESSION

Mayor Cook turned the work session over to City Manager Clayton Chandler. Mr. Chandler made a brief presentation regarding the upcoming Bond Rating Presentation. There was discussion between the Council and staff.

RECESS INTO EXECUTIVE SESSION

In accordance with the Texas Government Code, Chapter 551, Mayor Cook recessed the meeting into executive session at 5:30 p.m. Mayor Cook called the executive session to order in the Council Conference Room at 5:36 p.m. Council Member Lindsey stepped out of executive session at 5:37 p.m. and returned at 5:41 p.m. Mayor Cook adjourned executive session at 7:02 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 Modification to the Lease and Operating Agreement with DSE Hockey Centers, L.P.

Seek Advice of City Attorney Regarding Modification to the Development Agreement with DSE Hockey Centers, L.P.

Seek Advice of City Attorney Regarding Development Agreement with Shops at Broad

Seek Advice of City Attorney Regarding Mineral Lease Agreement with Newark Core Barnett, LLC/GHA Barnett, LLC

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

Consider Possible Purchase/Lease/Exchange of Certain Properties for Future Development/Use

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 #15-14 - Business Prospect Briefing

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

Mayor Cook reconvened into regular business session at 7:10 p.m.

INVOCATION

Mayor Pro Tem Broseh 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.

CITIZEN COMMENTS

Susan Miller - 318 Carlin Road - Mrs. Miller spoke in opposition of agenda items 16-1943, 16-1945, and 16-1946.

Michael Leitert - 800 S. 6th Street - Mr. Leitert spoke about the recent power outages and how they affect his business.

Casey Lewis - 1313 Waterwood Drive - Mr. Lewis spoke in opposition of agenda item 16-1945.

Nicholas Fosnaugh - 1210 Thicket Drive - Mr. Fosnaugh spoke in opposition of agenda items 16-1943 and 16-1946.

John Minyard - 633 Douglas - Mr. Minyard spoke in opposition of agenda item 16-1943.

Linda Gooch - 240 Carlin Road - Mrs. Gooch spoke in opposition of agenda items 16-1943, 16-1945, and 16-1946.

Dan D. Banks - 3318 Abbey Road - Mr. Banks spoke in opposition of agenda items 16-1945 and 16-1946.

Mayor Cook recognized the following non-speakers in opposition to agenda item 16-1946:

*Lance Irwin - 1208 Killian Drive
Nathan Lindley - 1 Toscani Court
Terrance L. Radzwion - 655 Blueberry Hill Lane*

Mayor Cook recognized the following non-speakers in opposition to agenda items 16-1943, 16-1945, and 16-1946:

*Paul Arseneau - 1606 Arbrookcreek Trail
Mary Elyn Worsham - 2006 Royal Crest Drive
Bill Gooch - 240 Carlin Road
Jace Stukey - 333 Carlin Road
Bianca Downs - 1702 Clover Hill Road
Tamera J. Bounds - 1009 Meriwether Street
Dixie Brune - 1105 Pebble Beach Drive
Carroll W. Brune - 1105 Pebble Beach Drive
Joe K. Miller - 318 Carlin Road
Gino Fenoglio - 316 Carlin Road
Amanda Stukey - 333 Carlin Road
Catherine Fenoglio - 316 Carlin Road
Karen Pope - 108 Carlin Road
Guy Pope - 108 Carlin Road
Ann L. Robertson - 315 Carlin Road
Douglas M. Kerr - 1801 Fairfax Drive
Jack Muhlbeier - 1604 Arborcreek Trail*

COUNCIL ANNOUNCEMENTS

There were no Council announcements.

STAFF COMMENTS

City Manager Report or Authorized Representative

Current/Future Agenda Items

Follow-up on Recent Power Outages

Mr. Chandler made brief comments and introduced ONCOR Electric Delivery representative Buddy Bridges. Mr. Bridges made comments regarding the recent power outages and answered Council questions.

Mansfield Wurstfest Update - Angie Henley

Special Events Coordinator Angie Henley gave an update on the upcoming Mansfield Wurstfest Event. She invited everyone to attend the event on Saturday, September 10, 2016 from 2:00 p.m. to 10:00 p.m. in downtown Mansfield.

TAKE ACTION NECESSARY PURSUANT TO EXECUTIVE SESSION

No action was taken by the Council.

CONSENT AGENDA

ITEMS TO BE REMOVED FROM THE CONSENT AGENDA

16-1913

Ordinance - Third and Final Reading on an Ordinance for Zoning Change from C-1 to PD for Professional Office on Approximately .33 Acres, Located at 500 S. Main Street; Eubanks Appraisals (ZC#16-004)

City Secretary Jeanne Heard 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 A PD, PLANNED DEVELOPMENT DISTRICT FOR PROFESSIONAL OFFICE, 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-2012-16

16-1930

Ordinance - Third and Final Reading on an Ordinance Approving a Zoning Change from C-2, Community Business to PD, Planned Development for Auto Parts Store on Approximately 1.2 Acres Located at 631 W Debbie Lane; Buddy Webb & Company Inc (ZC#16-007)

Jeanne Heard 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 A PD, PLANNED DEVELOPMENT DISTRICT FOR AUTO PARTS STORE, 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-2013-16

[16-1955](#)

Ordinance - Third and Final Reading of an Ordinance Approving a Contract of Sale with Mansfield Independent School District; Authorizing the City Manager to Execute the Same and All Other Documents Necessary to Complete the Transaction; and Providing an Effective Date

Jeanne Heard read the caption into the record.

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

AN ORDINANCE APPROVING A CONTRACT OF SALE WITH MANSFIELD INDEPENDENT SCHOOL DISTRICT; AUTHORIZING THE CITY MANAGER TO EXECUTE THE SAME AND ALL OTHER DOCUMENTS NECESSARY TO COMPLETE THE TRANSACTION; 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-2014-16

[16-1953](#)

Resolution - A Resolution Authorizing the Purchase of a Portion of Property Located at 217 Sycamore Street by the Mansfield Park Facilities Corporation (MPFDC) for Right of Way for Pond Branch Linear Trail in the Amount of \$60,000

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

A RESOLUTION AUTHORIZING THE MANSFIELD PARK FACILITIES DEVELOPMENT CORPORATION'S (MPFDC) PURCHASE A PORTION OF PROPERTY LOCATED AT 217 SYCAMORE STREET FOR RIGHT OF WAY FOR POND BRANCH LINEAR TRAIL IN THE AMOUNT OF \$60,000

(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-3275-16

[16-1961](#)

Resolution - A Resolution Authorizing the Purchase of a Portion of Property Located at 115 Depot Street by the Mansfield Park Facilities Corporation for Right of Way for Pond Branch Linear Trail in the Amount of \$30,000

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

A RESOLUTION AUTHORIZING THE MANSFIELD PARK FACILITIES DEVELOPMENT CORPORATION'S (MPFDC) PURCHASE A PORTION OF PROPERTY LOCATED AT 115 DEPOT STREET FOR RIGHT OF WAY FOR POND BRANCH LINEAR TRAIL IN THE AMOUNT OF \$30,000

(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-3276-16

[16-1965](#)

Resolution - A Resolution Authorizing the Purchase of a Portion of Property Located at 208 E. Broad Street by the Mansfield Park Facilities Corporation for Right of Way for Pond Branch Linear Trail in the Amount of \$4,238

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

A RESOLUTION AUTHORIZING THE MANSFIELD PARK FACILITIES DEVELOPMENT CORPORATION'S (MPFDC) PURCHASE A PORTION OF

**PROPERTY LOCATED AT 208 E. BROAD STREET FOR RIGHT OF WAY FOR
POND BRANCH LINEAR TRAIL IN THE AMOUNT OF \$4,238**

(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-3277-16

[16-1969](#)

Resolution - A Resolution of the City of Mansfield Authorizing the City Manager and the Police Department to Apply, Receive and Expend Grant Funds from State Farm Insurance Group to Implement a Teen Driver Safety Program. The Total Grant Award will not Exceed \$15,000 with no Match Required from the City.

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

**A RESOLUTION AUTHORIZING THE CITY MANAGER AND THE POLICE
DEPARTMENT TO MAKE APPLICATION, RECEIVE, AND EXPEND GRANT
FUNDING FROM STATE FARM INSURANCE GROUP FOR THE
IMPLEMENTATION OF A TEEN DRIVER SAFETY PROGRAM. THE AMOUNT, IF
AWARDED, WILL NOT EXCEED \$15,000 AND WILL NOT REQUIRE A MATCH
FROM THE CITY**

(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-3278-16

[16-1983](#)

Resolution - A Resolution Authorizing the Purchase of a Portion of Property Located at 216 Sycamore Street by the Mansfield Park Facilities Corporation for Right of Way for Pond Branch Linear Trail in the Amount of \$33,500

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

**A RESOLUTION AUTHORIZING THE MANSFIELD PARK FACILITIES
DEVELOPMENT CORPORATION'S (MPFDC) PURCHASE A PORTION OF
PROPERTY LOCATED AT 216 SYCAMORE STREET FOR RIGHT OF WAY FOR
POND BRANCH LINEAR TRAIL IN THE AMOUNT OF \$33,500**

(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-3279-16

16-1987

Resolution - A Resolution Authorizing the Acquisition of Real Property Located at 801 Stell Avenue, Also Legally Described as Hillcrest Addition - Mansfield Block 5, Lot 18, City of Mansfield, Tarrant County, Texas for the Sum of Twenty Thousand and 00/100 Dollars (\$20,000) Plus Closing Costs

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

A RESOLUTION OF THE CITY OF MANSFIELD, TEXAS AUTHORIZING THE ACQUISITION OF REAL PROPERTY LOCATED AT 801 STELL AVENUE, ALSO LEGALLY DESCRIBED AS HILLCREST ADDITION - MANSFIELD BLOCK 5, LOT 18, CITY OF MANSFIELD, TARRANT COUNTY, TEXAS

(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-3280-16

16-1990

Resolution - A Resolution Authorizing a Construction Contract to Northstar Construction, LLC in the Amount of \$3,396,326.13 for the Construction of Phase II Improvements to Clayton W. Chandler Park

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

RESOLUTION TO CONSIDER AWARDDING A CONSTRUCTION CONTRACT TO NORTHSTAR CONSTRUCTION, LLC IN THE AMOUNT OF \$3,396,326.13 FOR THE CONSTRUCTION OF PHASE II IMPROVEMENTS TO CLAYTON W. CHANDLER PARK

(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-3281-16

[16-1991](#)

Resolution - A Resolution to Consider Awarding an Annual Contract to Earthworks, Inc. in the Amount of \$164,770 for Mowing of Developed Parks, Undeveloped Park Sites, and Municipal Sites and Properties

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

RESOLUTION TO CONSIDER AWARDING AN ANNUAL CONTRACT TO EARTHWORKS, INC. IN THE AMOUNT OF \$164,770 FOR MOWING OF DEVELOPED PARKS, UNDEVELOPED PARK SITES, AND MUNICIPAL SITES AND PROPERTIES

(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-3282-16

[16-1992](#)

Resolution - A Resolution to Consider Awarding an Annual Contract to Terracare Associates in the Amount of \$248,650 for Mowing of Medians, Rights-of-Way, and Municipal Sites and Properties

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

RESOLUTION TO CONSIDER AWARDING AN ANNUAL CONTRACT TO TERRACARE ASSOCIATES IN THE AMOUNT OF \$248,650 FOR MOWING OF MEDIANS, RIGHTS-OF-WAY, AND MUNICIPAL SITES AND PROPERTIES

(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-3283-16

[16-1996](#)

Request for Special Event Permit: Mansfield Wurstfest

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

[16-1979](#)

Minutes - Approval of the August 8, 2016 Regular City Council Meeting Minutes

A motion was made by Council Member Burgess to approve the minutes of the August 8, 2016 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

OLD BUSINESS

[16-1943](#)

Ordinance - Third and Final Reading of an Ordinance for the Modification of the Mansfield Starcenter Lease and Operating Agreement Between the City of Mansfield and DSE Hockey Centers, L.P.

Jeanne Heard read the caption into the record. Mr. Chandler made brief comments. Deputy City Manager Peter Phillis made a power point presentation and answered Council questions.

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

AN ORDINANCE APPROVING A MODIFICATION OF THE MANSFIELD STARCENTER LEASE AND OPERATING AGREEMENT; AUTHORIZING THE CITY MANAGER TO EXECUTE THE SAME AND ALL OTHER DOCUMENTS NECESSARY TO COMPLETE THE TRANSACTION; 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: 6 - David Cook;Stephen Lindsey;Wendy Burgess;Cory Hoffman;Darryl Haynes and Brent Newsom

Nay: 1 - Larry Broseh

Abstain: 0

Enactment No: OR-2015-16

[16-1945](#)

Ordinance - Third and Final Reading of an Ordinance Authorizing the Conveyance of Approximately 4.22 Acres of City Owned Real Property; Authorizing the City Manager to Execute all Documents Necessary to Complete the Transaction; and Providing an Effective Date.

Jeanne Heard read the caption into the record.

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

AN ORDINANCE AUTHORIZING THE CONVEYANCE OF APPROXIMATELY 4.22 ACRES OF CITY OWNED REAL PROPERTY; AUTHORIZING THE CITY MANAGER TO EXECUTE ALL DOCUMENTS NECESSARY TO COMPLETE THE TRANSACTION; 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-2016-16

[16-1946](#)

Resolution - A Resolution Approving a Modification to the Development Agreement for Mansfield StarCenter Sports Facility between the City of Mansfield, the Mansfield Park Facilities Development Corporation and DSE Hockey Centers, L.P.

A motion was made by Council Member Lindsey to authorize the City Manager to execute the modified development agreement. Seconded by Council Member Hoffman. The motion CARRIED by the following vote:

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

Nay: 1 - Larry Broseh

Abstain: 0

PUBLIC HEARING**16-1985**

Public Hearing and Consideration of a Request for Industrial Use Permit for Indoor Commercial Amusement on Approximately 2.5 Acres Located at 201 Sentry Drive; Peyco Southwest Realty, Inc. (ZC#16-012)

Peyco Southwest Realty, Inc. representative Jordan Foster made brief comments. Mayor Cook opened the public hearing at 8:23 p.m. With no one wishing to speak, Mayor Cook closed the public hearing at 8:23 p.m.

A motion was made by Council Member Hoffman to approve the request for Industrial Use Permit. 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

16-1993

Public Hearing - First Public Hearing on the Tax Rate, Levying the Ad Valorem Taxes for the Fiscal Year 2017 at a Rate of \$0.7100 per One Hundred Dollars (\$100.00) Assessed Valuation on all Taxable Property Within the Corporate Limits of the City as of January 1, 2016, to Provide Revenues for the Payment of Current Expenditures and to Provide an Interest and Sinking Fund on all Outstanding Debts of the City, and Providing for Due and Delinquent Dates Together With Penalties and Interest

Peter Phillis made a brief power point presentation and answered Council questions. Director of Public Works Steve Freeman made brief comments and answered Council questions regarding various street projects. Mayor Cook opened the public hearing at 8:43 p.m. With no one wishing to speak, Mayor Cook closed the public hearing at 8:43 p.m. Mayor Cook stated there would be a second public hearing held on August 29, 2016.

16-1994

Public Hearing - First Public Hearing on the Budget for the Fiscal Year Beginning October 1, 2016 and Ending September 30, 2017, in Accordance with the Charter of the City of Mansfield, and the Appropriation of Various Amounts Thereof

Mayor Cook opened the public hearing at 8:44 p.m. With no one wishing to speak, Mayor Cook closed the public hearing at 8:44 p.m. Mayor Cook stated there would be a second public hearing held on August 29, 2016.

16-1995

Public Hearing - First Public Hearing on the Use of Hotel/Motel Tax for the Fiscal Year Beginning October 1, 2016 and Ending September 30, 2017

Peter Phillis made brief comments. Mayor Cook opened the public hearing at 8:46 p.m. The following people spoke:

*Pam Rudnicki - 1011 Pebble Beach Drive - Mansfield Commission of the Arts
Vicki Collins - P.O. Box 895, Midlothian - Mansfield Historical Society
Philip O'Neal - 6200 E. Broad Street - Mansfield Invitational, Inc.*

*Daryle Perez - 907 Lasso Lane - The LOT Downtown
Theresa Cohagen - 210 Smith Street - Mansfield Convention and Visitors Bureau
John Pressley - 1306 Brittany Lane - Pickle Mansfield Society
Jacob Mueller - 2603 Greenbriar Drive - Mansfield Explorer Post 1601
Doug Parker - 1557 E. Broad Street - Mainstage Community Theatre
Mary Elizabeth Phillips - 200 W. Kimball Street - Mary & Eddie Phillips Gardin Planet
Dave Goodwin - 904 Dayton Road - Discover Historic Mansfield
Daniel Sherwin - 1601 Heritage Parkway - Mansfield Police Department
Robert Putman - 1714 Yarmouth Lane - Mansfield Sunrise Rotary Club*

Mayor Cook acknowledged the following non-speakers in support of the issuance of hotel/motel funds:

*Edna Phillips - 114 Juniper Street - Mansfield Historical Society
Ann Smith - 106 N. Wisteria Street - Discover Historic Mansfield
Steve Cosio - 4 Savoy Court - Discover Historic Mansfield
Terrence L. Radzwian - 655 Blueberry Hill Lane - Discover Historic Mansfield
Marilyn Gerloff - 10621 CR 525 - Mansfield Historical Society
Vern Raven - Mansfield Historical Society
Nancy Morris - 1342 N. Hyview - Mansfield Historical Society
Linda Leddy - 208 Alvarado Street - Mansfield Historical Society
Rochelle Wilkins - 1480 US Hwy 287 N. - Hotel/Motel Funds
Mike Shreve - 2200 Forest Park Circle - Mainstage Classic Theatre
Devona Shreve - 2200 Forest Park Circle - Mainstage Classic Theatre
Michelle Cosby - 2411 Bent Trail - Mainstage Classic Theatre
Marty Fredrick - 1017 High Lake Trail - Mainstage Community Theatre
Scott Ferrell - 3516 Heatherbrook Drive - Mainstage Classic Theatre
Beckie Norman - 1515 New Haven Drive - Pickle Mansfield Society
Joe Kowalski - 4 River Crest Court - Pickle Mansfield Society
Amanda Kowalski - 4 River Crest Court - Pickle Mansfield Society
June Haidusek - 14520 CR 511, Venus - Pickle Mansfield Society
Ed Haidusek - 14520 CR 511, Venus - Pickle Mansfield Society
Bob Kowalski - 4 River Crest Court - Pickle Mansfield Society
Paulette Uzee-Cresynski - 6916 Shady Hills Lane - Pickle Mansfield Society
Bob Geisel - 5 Brook Arbor Court - Pickle Mansfield Society
Annette Geisel - 5 Brook Arbor Court - Pickle Mansfield Society
Cindy Pressley - 1306 Brittany Lane - Pickle Mansfield Society
Rhonda Meadows - 3313 Sheffield Drive - Mansfield Commission of the Arts
Tim Eaton - 12636 E. FM 917 - Mansfield Commission of the Arts
Justin Gilmore - 2016 Royal Crest Drive - The LOT Downtown
Eddie Phillips - 200 W. Kimball - Mary & Eddie Phillips Gardin Planet*

Mayor Cook closed the public hearing at 9:53 p.m. Mayor Cook stated there would be a second public hearing held on August 29, 2016.

PUBLIC HEARING AND FIRST READING

16-1978

Ordinance - Public Hearing and First Reading on an Ordinance Approving a Zoning Change from OP, Office Park to SF-12/22, Single-Family Residential on Approximately 1.9 Acres Located at 828 S Holland Road; A Child's Growing Mind (ZC#16-009)

Jeanne Heard read the caption into the record. A Child's Growing Mind representative Kim McKenzie made brief comments. Mayor Cook opened the public hearing at 9:55 p.m. With no one wishing to speak, Mayor Cook continued the public hearing through second reading at 9:55 p.m.

A motion was made by Council Member Hoffman 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 SF-12/22 SINGLE-FAMILY 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." 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

NEW BUSINESS

16-1934

Resolution - A Resolution Authorizing a Performance Agreement by and between the Mansfield Economic Development Corporation ("MEDC") and FTI Industries, LP, and Authorizing its Execution by the President of the MEDC; and Providing an Effective Date

Director of Economic Development Scott Welmaker made brief comments and answered Council questions.

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

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MANSFIELD, TEXAS, APPROVING AN ECONOMIC DEVELOPMENT AND PERFORMANCE AGREEMENT BY AND BETWEEN THE MANSFIELD ECONOMIC DEVELOPMENT CORPORATION ("MEDC") AND FTI INDUSTRIES, LP, AND AUTHORIZING ITS EXECUTION BY THE PRESIDENT OF THE MEDC; 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-3284-16

16-1988

Ordinance - Authorizing the Issuance of the Sale of City of Mansfield, Texas Combination Tax and Revenue Certificates of Obligation, Taxable Series 2016A in an Aggregate Principal Amount not to Exceed \$3,500,000 in Accordance with Specified Parameters; Levying a Tax in Payment Thereof;

Prescribing the Form of Said Certificates; Approving Execution and Delivery of a Purchase Agreement; Approving Official Statement; and Enacting Other Provisions Relating Thereto

Peter Phillis made brief comments.

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

AN ORDINANCE OF THE CITY OF MANSFIELD, TEXAS, AUTHORIZING THE ISSUANCE AND SALE OF CITY OF MANSFIELD, TEXAS COMBINATION TAX AND REVENUE CERTIFICATES OF OBLIGATION, TAXABLE SERIES 2016A, IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$3,500,000 IN ACCORDANCE WITH SPECIFIED PARAMETERS; LEVYING A TAX IN PAYMENT THEREOF; PRESCRIBING THE FORM OF SAID CERTIFICATES; APPROVING EXECUTION AND DELIVERY OF A PURCHASE AGREEMENT; APPROVING THE OFFICIAL STATEMENT; APPROVING AN ENGAGEMENT LETTER; AND ENACTING OTHER PROVISIONS RELATING THERETO

(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-2017-16

[16-1989](#)

Resolution - A Resolution Approving a Resolution Adopted by the Board of Directors of the Mansfield Parks Facilities Development Corporation Authorizing the Issuance of Mansfield Parks Development Corporation Sales Tax Revenue Bonds, Taxable New Series 2016A; Approving the Issuance of the Bonds and the Plan of Financing Authorized Thereby and the Financing Documents

Peter Phillis made brief comments.

A motion was made by Council Member Lindsey to authorize the City Manager to execute the plan of financing and bond issuance as may be appropriate. 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

[16-1997](#)

Resolution - Authorizing the City of Mansfield, Texas and the Mansfield Economic Development Corporation to Enter into a Development Agreement with the Shops at Broad, LLC, a Texas Limited Liability Company for the

Purposes of Funding Public Infrastructure to Service the Multi-Use Development

Peter Phillis made brief comments and answered Council questions.

A motion was made by Council Member Burgess to authorize the City Manager to execute the development agreement. 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

ADJOURN

A motion was made by Council Member Hoffman to adjourn the meeting at 10:04 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:

Jeanne Heard, City Secretary