



CITY OF MANSFIELD

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

Meeting Minutes - Final

City Council

Monday, October 9, 2017

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.

Absent 2 - Stephen Lindsey and Larry Broseh

Present 5 - David Cook; Cory Hoffman; Darryl Haynes; Brent Newsom and Terry Moore

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 recessed the executive session at 7:41 p.m.

Absent 1 - Larry Broseh

Present 6 - David Cook; Stephen Lindsey; Cory Hoffman; Darryl Haynes; Brent Newsom and Terry Moore

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. 153-289454-16

Seek Advice of City Attorney Regarding Amendments to the Shops at Broad Development Agreement

Seek Advice of City Attorney Regarding ZC#16-006

Seek Advice of City Attorney Regarding Project #17-17

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

Discussion Regarding Project #17-18

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

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

Mayor Cook reconvened into regular business session at 7:47 p.m.

INVOCATION

The Community at Lake Ridge Church Pastor Paul Mints gave the Invocation.

PLEDGE OF ALLEGIANCE

Pastor Paul Mints led the Pledge of Allegiance.

TEXAS PLEDGE

"Honor the Texas Flag; I Pledge Allegiance to Thee, Texas, One State Under God; One and Indivisible"

Mayor Pro Tem Hoffman led the Texas Pledge.

PROCLAMATION

[17-2517](#)

Day of the Girl

Mayor Cook proclaimed October 20, 2017 as Day of the Girl and presented a proclamation to Girls Inc. of Tarrant County representative Valerie Salter. Ms. Salter made brief comments.

PRESENTATIONS

State of Texas Festival & Event Association Awards - Angie Henley & Theresa Cohagen

Director of CVB Theresa Cohagen and Special Events Supervisor Angie Henley made a brief presentation of the awards received from the State of Texas Festival and Event Association.

State of Texas Association of Convention and Visitors Bureau Awards - Theresa Cohagen

Theresa Cohagen and Angie Henley made a brief presentation of the awards received

from the State of Texas Association of Convention & Visitors Bureau.

TML Municipal Excellence Award - Tracy Aaron; Daniel Sherwin; Scott Reinhart

Mayor Cook presented the TML Municipal Excellence Award for the Mental Health Liason Program to Police Officer Scott Reinhart.

Salvation Army Red Kettle Amazing Race Award - Public Safety

Salvation Army Lieutenant Timothy Israel presented the Salvation Army Red Kettle Amazing Race Award to Corporal Brian Raines and Police Officer Jason Minchew.

CITIZEN COMMENTS

James Mershon - 420 Chimney Hill - Mr. Mershon apologized to the Council for his comments at the last meeting on September 25, 2017.

COUNCIL ANNOUNCEMENTS

Council Member Lindsey had no announcements.

Mayor Pro Tem Hoffman had no announcements.

Council Member Haynes had no announcements.

Council Member Moore congratulated the CVB, Parks Department, and Police Department for the awards they received. He thanked city staff members who worked the previous weekend during the bulk drop off.

Council Member Newsom had no announcements.

Council Member Broseh was absent.

Mayor Cook had no announcements.

STAFF COMMENTS

City Manager Report or Authorized Representative

Current/Future Agenda Items

Music Alley Event Update and Artscapes Event Update - Angie Henley and Theresa Cohagen

Theresa Cohagen gave a brief update on the Artscapes Event. Angie Henley gave a brief update on the Music Alley Event and an event video was shown.

Quarterly Reports: Mansfield Economic Development Corporation; Mansfield Park Facilities Development Corporation; Planning and Zoning; Public Works; Code Enforcement; Communications & Marketing; Library

There were no questions regarding the quarterly reports.

TAKE ACTION NECESSARY PURSUANT TO EXECUTIVE SESSION

A motion was made by Mayor Pro Tem Hoffman to direct staff to proceed with the settlement agreement regarding the McGrane litigation as discussed in executive session. Seconded by Council Member Moore. The motion CARRIED by the following vote:

Ayes 5- Brent Newsom, Stephen Lindsey, Darryl Haynes, Cory Hoffman, Terry Moore
Nays 1- David Cook

A motion was made by Mayor Pro Tem Hoffman to direct staff to proceed with negotiations regarding project 17-18 as discussed in executive session. Seconded by Council Member Lindsey. The motion CARRIED by the following vote:

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

Nay: 0

Absent: 1 - Larry Broseh

Abstain: 0

CONSENT AGENDA**17-2504**

Ordinance - Second Reading of an Ordinance of the City Council of the City of Mansfield, Texas approving the Annual Plan of Service and Budget of the South Pointe Public Improvement District

A motion was made by Council Member Moore to approve the second reading of "AN ORDINANCE OF THE CITY OF MANSFIELD, TEXAS APPROVING THE FISCAL YEAR 2017/2018 SERVICES AND ASSESSMENT PLAN FOR THE SOUTH POINTE PUBLIC IMPROVEMENT DISTRICT ("PID"); PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE." Seconded by Mayor Pro Tem Hoffman. The motion CARRIED by the following vote:

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

Nay: 0

Absent: 1 - Larry Broseh

Abstain: 0

Enactment No: OR-2068-17

17-2521

Resolution - A Resolution Authorizing the Fire Chief to Enter into a Mutual Aid Agreement with the Tarrant County Emergency Services District No. One

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

A RESOLUTION OF THE CITY OF MANSFIELD, TEXAS, AUTHORIZING THE FIRE

CHIEF TO ACT AS THE CITY'S REPRESENTATIVE IN ALL MATTERS RELATING TO THE MUTUAL AID AGREEMENT WITH THE TARRANT COUNTY EMERGENCY SERVICES DISTRICT NO. ONE

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

Seconded by Mayor Pro Tem Hoffman. The motion CARRIED by the following vote:

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

Nay: 0

Absent: 1 - Larry Broseh

Abstain: 0

Enactment No: RE-3414-17

[17-2523](#)

Resolution - A Resolution Awarding a Contract for the Construction of Regency Parkway Extension (Existing Terminus of Regency Pkwy. to Heritage Pkwy.) to JLB Contracting, LLC., and Authorizing Funding for an Amount Not to Exceed \$1,171,951.58 (MEDC and Utility Bond Fund)

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

A RESOLUTION AWARDING A CONTRACT FOR CONSTRUCTION OF REGENCY PARKWAY EXTENSION (EXISTING TERMINUS OF REGENCY PKWY. TO HERITAGE PKWY.) TO JLB CONTRACTING, LLC, 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 Mayor Pro Tem Hoffman. The motion CARRIED by the following vote:

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

Nay: 0

Absent: 1 - Larry Broseh

Abstain: 0

Enactment No: RE-3415-17

[17-2525](#)

Resolution - A Resolution Awarding Contracts for the Construction of East Broad Street Improvements (US 287 to Cannon Dr.) to JLB Contracting, LLC., for Construction, to Britain and Crawford, LLC., for Surveying and to Fugro Consultants, Inc, for Material Testing and Authorizing Funding for an Amount Not to Exceed \$6,433,438.45 (MEDC, Street Bond Fund and Utility Bond Fund)

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

A RESOLUTION AWARDDING A CONTRACT FOR CONSTRUCTION OF EAST BROAD STREET IMPROVEMENTS (US 287 TO CANNON DR.) TO JLB CONTRACTING, LLC TO BRITTAIN AND CRAWFORD, LLC, AND TO FURGO CONSULTANTS, INC., 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 Mayor Pro Tem Hoffman. The motion CARRIED by the following vote:

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

Nay: 0

Absent: 1 - Larry Broseh

Abstain: 0

Enactment No: RE-3416-17

[17-2528](#)

Resolution - A Resolution of the City of Mansfield, Texas, Nominating Candidates to Serve as Nominees for an Appointment to Tarrant County's Appraisal District Board for Calendar Years 2018 and 2019

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

A RESOLUTION AUTHORIZING THE CITY OF MANSFIELD, TEXAS BY THE CITY COUNCIL OF THE CITY OF MANSFIELD, TEXAS, TO NOMINATE CANDIDATES TO THE CHIEF APPRAISER OF THE CENTRAL APPRAISAL DISTRICT OF TARRANT COUNTY FOR THE CANDIDACY OF APPOINTMENT TO THE TARRANT COUNTY APPRAISAL DISTRICT'S BOARD

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

Seconded by Mayor Pro Tem Hoffman. The motion CARRIED by the following vote:

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

Nay: 0

Absent: 1 - Larry Broseh

Abstain: 0

Enactment No: RE-3417-17

[17-2529](#)

Resolution - A Resolution of the City of Mansfield, Texas, Nominating Candidates to Serve as Board Members for Johnson County Appraisal District for Calendar Years 2018 and 2019

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

A RESOLUTION AUTHORIZING THE CITY OF MANSFIELD, TEXAS BY THE CITY COUNCIL OF THE CITY OF MANSFIELD, TEXAS, TO NOMINATE THE CANDIDATES TO THE CHIEF APPRAISER OF THE CENTRAL APPRAISAL DISTRICT OF JOHNSON COUNTY FOR THE APPOINTMENT TO THE JOHNSON COUNTY CENTRAL APPRAISAL DISTRICT'S BOARD

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

Seconded by Mayor Pro Tem Hoffman. The motion CARRIED by the following vote:

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

Nay: 0

Absent: 1 - Larry Broseh

Abstain: 0

Enactment No: RE-3418-17

[17-2530](#)

Resolution - A Resolution of the City of Mansfield, Texas, Nominating Candidates to Serve as Board Members for Ellis County Appraisal District for Calendar Years 2018 and 2019

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

A RESOLUTION AUTHORIZING THE CITY OF MANSFIELD, TEXAS BY THE CITY COUNCIL OF THE CITY OF MANSFIELD, TEXAS, TO NOMINATE THE CANDIDATES TO THE CHIEF APPRAISER OF THE CENTRAL APPRAISAL DISTRICT OF ELLIS COUNTY FOR THE APPOINTMENT OF BOARD MEMBERSHIP

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

Seconded by Mayor Pro Tem Hoffman. The motion CARRIED by the following vote:

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

Nay: 0

Absent: 1 - Larry Broseh

Abstain: 0

Enactment No: RE-3419-17

[17-2519](#)

Request for Special Event Permit: Rand Out Hunger

A motion was made by Council Member Moore to approve the request for special event permit. Seconded by Mayor Pro Tem Hoffman. The motion

CARRIED by the following vote:

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

Nay: 0

Absent: 1 - Larry Broseh

Abstain: 0

[17-2520](#)

Request for Special Event Permit: 1st Annual Mansfield Witches Ride

A motion was made by Council Member Moore to approve the request for special event permit. Seconded by Mayor Pro Tem Hoffman. The motion CARRIED by the following vote:

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

Nay: 0

Absent: 1 - Larry Broseh

Abstain: 0

[17-2515](#)

Minutes - Approval of the September 25, 2017 Regular City Council Meeting Minutes

A motion was made by Council Member Moore to approve the minutes of the September 25, Regular City Council Meeting as presented. Seconded by Mayor Pro Tem Hoffman. The motion CARRIED by the following vote:

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

Nay: 0

Absent: 1 - Larry Broseh

Abstain: 0

ITEMS TO BE REMOVED FROM THE CONSENT AGENDA[17-2514](#)

Request for Special Event Permit: Veteran's Day Parade

Mayor Cook removed this item from the consent agenda. Mayor Cook made brief comments and extended an invitation for everyone to attend the Veterans Day Parade/Salute in Mansfield on Saturday November 11, 2017.

A motion was made by Mayor Cook to approve the request for special event permit. Seconded by Council Member Moore. The motion CARRIED by the following vote:

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

Nay: 0

Absent: 1 - Larry Broseh

Abstain: 0

END OF CONSENT AGENDA

PUBLIC HEARING CONTINUATION AND SECOND READING

[17-2488](#)

Ordinance - Public Hearing Continuation and Second Reading on Proposed Amendments of Section 7200.B of the Zoning Ordinance Related to the Parking of Vehicles Such as Boats, Motor Homes, Recreational Vehicles, Campers, Trailers, and Other Vehicles on Properties with a Single-Family Dwelling, Two-Family Dwelling or Townhouse, and to Provide an Exemption to Such Parking Restrictions Applicable to Certain Vehicles in Existence Before March 2006; (OA#16-002)

Planner Art Wright gave a powerpoint presentation and answered Council questions. City Attorney Allen Taylor made brief comments. Mayor Cook continued the public hearing at 8:26 p.m. The following people spoke:

Denis Duchene - 420 Meadow Creek Drive - Opposed

Mayor Cook recognized the following non-speakers:

James Mershon - 420 Chimney Hill Circle - Support

Jim C. Truitt - 210 Newt Patterson Road - Oppose

Liz Wright - 4307 Woodcrest Lane - Support

Art Rolader - 2213 Forest Creek - Support

With no one else wishing to speak, Mayor Cook closed the public hearing at 8:34 p.m.

A main motion was made by Council Member Lindsey 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 SECTION 7200.B OF SAID ORDINANCE RELATED TO THE PARKING OF VEHICLES SUCH AS BOATS, MOTOR HOMES, RECREATIONAL VEHICLES, CAMPERS, TRAILERS, AND OTHER VEHICLES ON PROPERTIES WITH A SINGLE-FAMILY DWELLING, TWO-FAMILY DWELLING OR TOWNHOUSE; PROVIDING AN EXEMPTION TO SUCH PARKING RESTRICTIONS APPLICABLE TO CERTAIN VEHICLES IN EXISTENCE BEFORE MARCH 2006; 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," based on staffs recommendation on set distances being 10' from the side and rear property lines and would not apply if the property backed up to a non-residential use. Seconded by Council Member Newsom.

A motion to amend the main motion was made by Council Member Moore to remove the provision reading "a legal non-conforming vehicle may be replaced by another vehicle of the same type and dimensions by the same property owner or occupant of the property." Seconded by Council Member Haynes. The motion FAILED by the following vote:

Ayes: 2-Darryl Haynes, Terry Moore

Nays: 4-David Cook, Brent Newsom, Stephen Lindsey, Cory Hoffman

The main motion CARRIED by the following vote:

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

Nay: 0

Absent: 1 - Larry Broseh

Abstain: 0

Enactment No: OR-2072-17

[17-2492](#)

Ordinance - Public Hearing Continuation and Second Reading on an Ordinance Amending Sections 7100, 7100.C.2, 7100.D.2 "Temporary Signs Table", and 7100.K of the Zoning Ordinance Revising Certain Sign Definitions, Revising the Regulations for Promotional Signage Displays as to Quantity and Placement of Such Signs, and Revising the Regulations for Real Estate Signs (OA#17-004)

Art Wright gave a powerpoint presentation and answered Council questions. Mayor Cook continued 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.

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 7100, 7100.C.2, 7100.D.2 "TEMPORARY SIGNS TABLE" AND 7100.K.2 OF SAID ORDINANCE REVISING CERTAIN SIGN DEFINITIONS; REVISING THE REGULATIONS FOR PROMOTIONAL SIGNAGE DISPLAYS AS TO QUANTITY AND PLACEMENT OF SUCH SIGNS; REVISING THE REGULATIONS FOR REAL ESTATE SIGNS; 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 - David Cook;Stephen Lindsey;Cory Hoffman;Darryl Haynes;Brent Newsom and Terry Moore

Nay: 0

Absent: 1 - Larry Broseh

Abstain: 0

Enactment No: OR-2073-17

[17-2491](#)

Ordinance - Public Hearing Continuation and Second Reading on an Ordinance Approving a Specific Use Permit for Liquid Waste Processing on Approximately 2.498 Acres Known as Lot 2R1, Block 2 of Mansfield Industrial Park, Generally Located at 525 S. 6th Avenue; SouthWaste Disposal

(ZC#17-013)

Mayor Cook continued the public hearing at 8:45 p.m. With no one wishing to speak, Mayor Cook closed the public hearing at 8:45 p.m.

A motion was made by Mayor Cook 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 GRANT A SPECIFIC USE PERMIT FOR LIQUID WASTE PROCESSING 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." Seconded by Council Member Lindsey. The motion CARRIED by the following vote:

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

Nay: 0

Absent: 1 - Larry Broseh

Abstain: 0

Enactment No: OR-2069-17

[17-2499](#)

Ordinance - Public Hearing Continuation and Second Reading on an Ordinance Approving a Zoning Change from C-2, Community Business District and PR, Pre-Development District to SF-7.5/18 Single-Family Residential District on Approximately 30.09 Acres Generally Located on the West Side of S. Main Street, Approximately 1,086 Feet South of FM 917 on Property Located at 1200 S. Main Street; Crystal Lake Development, LLC (ZC#17-014)

Mayor Cook continued the public hearing at 8:46 p.m. With no one wishing to speak, Mayor Cook closed the public hearing at 8:46 p.m.

A motion was made by Mayor Pro Tem Hoffman 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 SF-7.5/18 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: 5 - David Cook; Stephen Lindsey; Cory Hoffman; Darryl Haynes and Brent Newsom

Nay: 1 - Terry Moore

Absent: 1 - Larry Broseh

Abstain: 0

Enactment No: OR-2070-17

[17-2503](#)

Ordinance - Public Hearing Continuation and Second Reading on an Ordinance Approving a Zoning Change from C-2, Community Business District to PD Planned Development District for Commercial Uses, with Additional Use for Campground or Recreational Vehicle Park, on Approximately 15.115 Acres Known as Lot 1-R, Block 1 of Eaton Estates Campground, Generally Located at 1961 Lone Star Road; Texas RV Ranch (ZC#17-016)

Texas RV Ranch representative Craig Turner gave a powerpoint presentation and answered Council questions. Mayor Cook continued the public hearing at 8:50 p.m. With no one wishing to speak, Mayor Cook closed the public hearing at 8:50 p.m.

A motion was made by Council Member Lindsey to approve this agenda item. The motion FAILED for lack of a second.

A motion was made by Mayor Pro Tem Hoffman to deny this agenda item. Seconded by Council Member Newsom. The motion CARRIED by the following vote:

Aye: 5 - David Cook; Cory Hoffman; Darryl Haynes; Brent Newsom and Terry Moore

Nay: 1 - Stephen Lindsey

Absent: 1 - Larry Broseh

Abstain: 0

OLD BUSINESS

Mayor Cook recused himself for agenda items 17-2471, 17-2472, and 17-2502.

[17-2471](#)

Ordinance - Third and Final Reading on an Ordinance Approving a Zoning Change from 2F, Two Family-Residential to PD, Planned Development District for Single-Family Residential Uses on Lot 4, Block 30, Original Town of Mansfield, Located at 204 S. Second Avenue; Mansfield Custom Homes (ZC#17-011)

City Secretary Jeanne Heard read the caption into the record. Applicant representative Felix Wong made brief comments and answered Council questions.

A motion was made by Council Member Lindsey to approve the following ordinance with a 6:12 roof pitch:

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 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

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

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

Aye: 5 - Stephen Lindsey; Cory Hoffman; Darryl Haynes; Brent Newsom and Terry Moore

Nay: 0

Absent: 1 - Larry Broseh

Abstain: 1 - David Cook

Enactment No: OR-2066-17

[17-2472](#)

Ordinance - Third and Final Reading on an Ordinance Approving a Zoning Change from 2F, Two-Family Residential District to PD, Planned Development District for Single-Family Residential Uses on Lot G, Block 27, Original Town of Mansfield Located at 207 S. Second Avenue; Mansfield Custom Homes (ZC#17-012)

Jeanne Heard read the caption into the record. Applicant representative Felix Wong answered Council questions.

A motion was made by Council Member Moore to approve the following ordinance with a 6:12 roof pitch:

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 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

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

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

Aye: 5 - Stephen Lindsey; Cory Hoffman; Darryl Haynes; Brent Newsom and Terry Moore

Nay: 0

Absent: 1 - Larry Broseh

Abstain: 1 - David Cook

Enactment No: OR-2067-17

[17-2502](#)

Ordinance - Public Hearing Continuation and Second Reading on an Ordinance Approving a Zoning Change from 2F Two Family Residential District to PD Planned Development District for Single-Family Residential Uses on Approximately 0.505 Acres Known as Lots 11 & 12 and a Portion of Lot 10, Block 31, Original Town of Mansfield, Tarrant County, TX, Generally

Located at 305 & 307 W. Kimball Sreet. and 304 S. Second Avenue;
Mansfield Custom Homes (ZC#17-015)

Applicant representative Felix Wong gave a powerpoint presentation and answered Council questions. Mayor Pro Tem Hoffman continued the public hearing at 9:06 p.m. With no one wishing to speak, Mayor Pro Tem Hoffman closed the public hearing at 9:07 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 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," with the revised Exhibit B as presented by the applicant. Seconded by Council Member Haynes. The motion CARRIED by the following vote:

Aye: 5 - Stephen Lindsey; Cory Hoffman; Darryl Haynes; Brent Newsom and Terry Moore

Nay: 0

Absent: 1 - Larry Broseh

Abstain: 1 - David Cook

Enactment No: OR-2071-17

In accordance with the Texas Government Code, Chapter 551, Mayor Cook recessed the meeting into executive session at 9:10 p.m. Mayor Cook called the executive session to order in the Council Conference Room at 9:14 p.m. Mayor Cook adjourned the executive session at 10:25 p.m.

ADJOURN

Mayor Cook adjourned the meeting at 10:25 p.m.

David L. Cook, Mayor

ATTEST:

Jeanne Heard, City Secretary