



CITY OF MANSFIELD

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

Meeting Minutes - Final

City Council

Monday, March 25, 2019

4:00 PM

Council Chambers

REGULAR MEETING

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

Mayor Pro Tem Newsom called the meeting to order at 4:00 p.m.

Absent 1 - David Cook

Present 6 - Larry Broseh; Brent Newsom; Terry Moore; Julie Short; Mike Leyman and Casey Lewis

WORK SESSION TO BE HELD IN THE MULTI-PURPOSE ROOM

CivicPlus Website Consultant

Director of Information Technology Todd Williams made brief opening remarks and discussed the timeline of the website redesign. He stated the chosen vendor was CivicPlus and spoke in detail about why they were chosen. He advised the new website was scheduled to launch in September 2019. Todd introduced CivicPlus Account Representative Jacob Bertram. Mr. Bertram gave a brief overview of what CivicPlus offers. There was detailed discussion as to what the Council would like to see in the new website. They stated they would like for it to be easy to navigate, appealing to outsiders, availability for citizen interaction, simplicity and readily available, and, easy access through mobile devices. City Manager Clayton Chandler made brief comments. Todd gave an update on how the website will function and all that it will hold. There was discussion regarding analytics. Director of Communications and Marketing Belinda Willis made brief comments. Police Chief Tracy Aaron spoke about posting emergency calls on the website depending on the call. Mr. Bertram spoke about the Notify Me module of CivicPlus and explained how the notification system works. He mentioned the system would allow for emergency messages on the website as well as an email or text to residents who sign up. There was discussion about placing links to the city's pages on Facebook, Twitter, and Nextdoor. Mr. Chandler thanked the Website Team for their hard work.

Mayor Cook arrived at 4:59 p.m.

Mayor Cook adjourned the work session at 5:10 p.m.

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

RECESS INTO EXECUTIVE SESSION

In accordance with the Texas Government Code, Chapter 551, Mayor Cook recessed

the meeting into executive session at 5:11 p.m. Mayor Cook called the executive session to order in the Multi-Purpose Room at 5:22 p.m. Mayor Cook recessed the executive session at 7:09 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 Development Agreement with BBCP Acquisitions

Seek Advice of City Attorney Regarding Integrated Stormwater Management

Seek Advice of City Attorney Regarding Dog Park Construction Bids

Seek Advice of City Attorney Regarding Tree Board Case #19-001

Seek Advice of City Attorney Regarding Zoning Case #17-022

Seek Advice of City Attorney Regarding the Waiver of Code Compliance Liens at 2860 Nelson-Wyatt Road

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

Update on Britton Bank

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

6:50 P.M. – COUNCIL BREAK PRIOR TO REGULAR BUSINESS SESSION

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

Mayor Cook reconvened into regular business session at 7:19 p.m.

INVOCATION

Council Member Broseh gave the Invocation.

PLEDGE OF ALLEGIANCE

Council Member Moore 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 Short led the Texas Pledge.

PROCLAMATION**19-3069****Child Abuse Prevention Month**

Mayor Cook proclaimed April 2019 as Child Abuse Prevention Month and presented a proclamation to a representative from Alliance for Children. Alliance for Children representative Shellie McMillon made brief comments and thanked the city for their continued partnership and support.

19-3070**Mansfield Reads! Month**

Mayor Cook proclaimed April 2019 as Mansfield Reads! Month and presented a proclamation to Library staff and Friends of the Library. Friends of the Library President Shelley Daunis made brief comments and encouraged everyone to attend the Mansfield Reads! Event on April 26, 2019 at the Summit High School Performing Arts Center from 7:00 p.m. to 9:00 p.m.

PRESENTATION**Texas Recreation and Parks Society Awards - Matt Young**

Director of Parks and Recreation Matt Young made brief comments regarding awards received by the Parks Department from the Texas Recreation and Parks Society. Parks Department Marketing and Communications Manager Ann Beck made brief comments on the Parks and Rec Event and extended an invitation for everyone to attend the event on Saturday, April 6, 2019 from 9:00 a.m. to 11:30 a.m. at Katherine Rose Memorial Park. She also spoke about the public meetings to be held on the Parks Master Plan. She stated the first meeting is scheduled for Thursday, March 28, 2019 at 7:00 p.m. and the second will be held on April 2, 2019 at 7:00 p.m. Both meetings will be held at City Hall.

Comprehensive Annual Financial Report - KPMG, LLP and City Staff; Peter Phillis and Troy Lestina

City Manager Clayton Chandler acknowledged the dedicated 12 years of service Assistant Director of Business Services Troy Lestina has given to the City of Mansfield. He mentioned Troy will be leaving the city to be the Chief Financial Officer for the City of Cleburne. Deputy City Manager Peter Phillis echoed Mr. Chandler's comments. Staff provided Council and staff with the 2018 Comprehensive Annual Financial Report. He gave an update on the 2018 Annual Audit and turned the

presentation over to KPMG, LLP representative Travis Hunter. Mr. Hunter gave a brief overview of the 2018 audit.

CITIZEN COMMENTS

John Pressley - 1306 Brittany Lane - Mr. Pressley gave an update on the Pickle Parade and Palooza Event. He thanked the city for their continued support.

COUNCIL ANNOUNCEMENTS

Council Member Leyman requested feedback from the Council for the Budget Sub-Committee asking them to provide names of cities they would like to see included as comparisons on the salary and benefit survey. Mayor Cook asked the Council to provide the feedback through the City Secretary's Office.

Council Member Short made comments regarding the Pickle Parade and Palooza Event. She stated it was an awesome event. She made comments on the Mansfield Reads! Book stating it is an amazing book to read and she recommends everyone read the book.

Council Member Lewis made comments regarding the Pickle Parade and Palooza Event. He briefly spoke about the Josh Weathers concert during the Pickle Parade. He encouraged everyone to support The LOT Downtown by pledging \$5 per month for VIP seating during concerts.

Council Member Moore stated it was the first year in eight years his family has missed the Pickle Parade. He expressed his appreciation to Troy Lestina for this service to the city.

Mayor Pro Tem Newsom thanked the Pickled Mansfield Society for a great event. He encouraged residents to continue to attend the parade stating it was a great family event.

Council Member Broseh thanked Troy Lestina for this hard work stating he has been a great asset to the city.

Mayor Cook echoed comments made to Troy Lestina. He thanked the Pickled Mansfield Society for a great event.

SUB-COMMITTEE REPORTS

[19-3079](#)

Consideration and Possible Action Regarding Supplemental Disbursement of the City of Mansfield Hotel/Motel Tax Funds in the Amount of \$9,000 to The LOT Downtown

Council Member Short spoke as Chair of the Hotel/Motel Funds Sub-Committee. She stated The LOT Downtown was originally awarded \$75,000 from the Hotel/Motel Funds and has requested an additional \$9,000 for portable restrooms. She mentioned the sub-committee met to discuss and urged the requester to seek sponsorship's for those needs instead of disbursing additional funds. Council Member Short deferred to the Council for action.

A motion was made by Mayor Cook to approve the \$9,000 disbursement to The LOT Downtown for portable restrooms. Seconded by Council Member Lewis.

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

Aye: 6 - David Cook; Larry Broseh; Brent Newsom; Terry Moore; Mike Leyman and Casey Lewis

Nay: 1 - Julie Short

Abstain: 0

STAFF COMMENTS

City Manager Report or Authorized Representative

Mr. Chandler made comments regarding the Pickled Mansfield Society for a great event. He introduced Director of Building Services Wade McLaurin.

Barks and Rec Event Update - Ann Beck

This item was discussed during presentations.

2018 Code Adoption Schedule Update - Wade McLaurin

Wade McLaurin gave an update on the timeline of the adoption of the 2017 National Electric Code and 2018 Building Codes to include the International Building, Fire, Residential, Plumbing, Mechanical, Fuel Gas, Energy Conservation Code, Existing Buildings, Property Maintenance, and Swimming Pool & Spa Codes. He made comments regarding the existing electronic permitting system being used. He stated it was the goal of staff to be able to go live with online permitting and electronic plan review by the end of the year. Wade answered Council questions.

Business Services Department Report

[19-3078](#)

Presentation of Monthly Financial Report for the Period Ending February 28, 2019

There were no questions regarding the monthly financial.

TAKE ACTION NECESSARY PURSUANT TO EXECUTIVE SESSION

A motion was made by Council Member Broseh to reject all bids received for the construction of the dog park and rebid the project based on staffs recommendation to the modifications to the scope of the work. Seconded by Council Member Moore. The motion CARRIED by the following vote:

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

Nay: 0

Abstain: 0

CONSENT AGENDA[19-3057](#)

Resolution - A Resolution of the City Council of the City of Mansfield, Texas, Authorizing the Execution of a Lease Agreement with Ellis County for the ExpressVote Marking Device to be Used in the May 4, 2019 General Election

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

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MANSFIELD, TEXAS, AUTHORIZING THE EXECUTION OF A LEASE AGREEMENT WITH ELLIS COUNTY FOR THE EXPRESSVOTE MARKING DEVICE TO BE USED IN THE MAY 4, 2019 GENERAL ELECTION

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

Nay: 0

Abstain: 0

Enactment No: RE-3545-19

[19-3061](#)

Minutes - Approval of the February 25, 2019 Regular City Council Meeting Minutes

A motion was made by Council Member Short to approve the minutes of the February 25, 2019 Regular City Council Meeting as presented. Seconded by Council Member Leyman. The motion CARRIED by the following vote:

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

Nay: 0

Abstain: 0

[19-3062](#)

Minutes - Approval of the March 4, 2019 Regular City Council Meeting Minutes

A motion was made by Council Member Short to approve the minutes of the March 4, 2019 Regular City Council Meeting Minutes as presented. Seconded by Council Member Leyman. The motion CARRIED by the following vote:

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

Nay: 0

Abstain: 0

[19-3068](#)

Request for Special Event Permit: Lake Ridge Band Boosters Carnival

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

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

Nay: 0

Abstain: 0

[19-3074](#)

Request for Special Event Permit: Colors for Caring 5K

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

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

Nay: 0

Abstain: 0

[19-3075](#)

Request for Special Event Permit: Mansfield High School Band Vendor Market

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

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

Nay: 0

Abstain: 0

[19-3077](#)

Request for Special Event Permit: Fabulous Faith 5K

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

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

Nay: 0

Abstain: 0

ITEMS TO BE REMOVED FROM THE CONSENT AGENDA

[19-3076](#)

Resolution - A Resolution Awarding a Construction Contract for East Seeton Road Maintenance at Low Branch to Advanced Transol Consultants, LLC; Authorizing and Directing the City Manager to Execute Contract Documents; and Authorizing Funding for an Amount Not to Exceed \$1,550,000.00 (Street

Bond Fund)

Council Member Lewis removed this item from the consent agenda. Director of Public Works Bart VanAmburgh answered Council questions.

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

A RESOLUTION AWARDDING A CONSTRUCTION CONTRACT FOR EAST SEETON ROAD MAINTENANCE AT LOW BRANCH TO ADVANCED TRANSOL CONSULTANTS, LLC; AUTHORIZING AND DIRECTING THE CITY MANAGER TO EXECUTE CONTRACT DOCUMENTS; AND AUTHORIZING FUNDING FOR AN AMOUNT NOT TO EXCEED \$1,550,000.00

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

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

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

Nay: 0

Abstain: 0

Enactment No:

[19-3072](#)

Resolution - A Resolution Approving a Developer Participation Contract Between the City of Mansfield and BBCP Acquisitions, LLC for Cost Participation for Roadway and Utility Improvements south of West Broad Street and Off-site to Silver Oak Addition

Council Member Lewis removed this item from the consent agenda. Bart VanAmburgh answered Council quesitons.

A motion was made by Council Member Broseh to approve the following resolution with a change to the termination period in Article II, Section E of the Developer Participation Contract from six years to seven years:

A RESOLUTION APPROVING A DEVELOPER PARTICIPATION CONTRACT BETWEEN THE CITY OF MANSFIELD AND BBCP ACQUISITIONS, LLC FOR COST PARTICIPATION FOR ROADWAY AND UTILITY IMPROVEMENTS SOUTH OF WEST BROAD STREET AND OFF-SITE TO SILVER OAK ADDITION; APPROPRIATING FUNDS; AND DIRECTING AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE DEVELOPER PARTICIPATION CONTRACT

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

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

Aye: 5 - Larry Broseh; Brent Newsom; Terry Moore; Julie Short and Mike Leyman

Nay: 2 - David Cook and Casey Lewis

Abstain: 0

Enactment No: RE-3548-19**END OF CONSENT AGENDA****PUBLIC HEARING AND THIRD AND FINAL READING****19-3038**

Ordinance - Public Hearing and Third and Final Reading of an Ordinance to Consider the Voluntary Annexation of Approximately 25.02 Acres in Johnson County, Texas and Being a Tract of Land out of the M.D. Dickey Survey, Abstract #195, Generally Located on the East Side of Lillian Road Approximately 1,500 Feet South of W. Broad Street; Micah and Bryan Adkison (ZC#18-031)

City Secretary Susana Marin read the caption into the record. Senior Planner Art Wright made brief comments. Mayor Cook opened the public hearing at 8:36 p.m. With no one wishing to speak, Mayor Cook closed the public hearing at 8:36 p.m.

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

AN ORDINANCE PROVIDING FOR THE ANNEXATION INTO THE CITY OF MANSFIELD OF APPROXIMATELY 25.02 ACRES SITUATED IN JOHNSON COUNTY DESCRIBED BELOW AND DEPICTED ON EXHIBIT "A", LOCATED WITHIN THE CURRENT EXTRA-TERRITORIAL JURISDICTION OF THE CITY OF MANSFIELD, TEXAS, FOR ALL MUNICIPAL PURPOSES; APPROVING A SERVICE PLAN FOR SUCH TERRITORY; PROVIDING FOR FILING NOTICE OF THIS ANNEXATION IN DEED RECORDS OF JOHNSON COUNTY AND WITH THE JOHNSON COUNTY APPRAISAL DISTRICT; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR ENGROSSMENT AND ENROLLMENT; AND PROVIDING AN EFFECTIVE DATE

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

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

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

Nay: 0

Abstain: 0

Enactment No: OR-2120-19

OLD BUSINESS**19-3039**

Ordinance - Third and Final Reading of an Ordinance Approving a Change of Zoning from PR, Pre-Development District to PD, Planned Development District for Single-Family Residential and Commercial Uses on Approximately 91.7 Acres out of the M.D. Dickey Survey, Abstract #195 and T.J. Hanks Survey, Abstract #1109, Johnson County, and the M.D. Dickey Survey, Abstract #1986 and T.J. Hanks Survey, Abstract #644, Tarrant County, TX,

Generally Located at the Southeast Corner of the Intersection of W. Broad Street and Lillian Road and South of the Intersection of Retta Road and W. Broad Street; BBCP Acquisitions (ZC#18-031)

Susana Marin read the caption into the record. Art Wright gave a brief update and answered Council questions. BBCP Acquisitions representative Clayton Snodgrass answered Council questions. Resident Cynthia Bonner expressed road safety concerns on Lillian Road.

A main motion was made by Council Member Short 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 SINGLE-FAMILY RESIDENTIAL AND COMMERCIAL 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 Leyman.

A motion to amend the main motion was made by Council Member Lewis to require 75 percent of lots be a minimum of 2,000 sq. ft. and 25 percent could be between 1,800 and 2,000 sq. ft.; and to require two enhanced entryway features on the Lillian Road side entrance. Seconded by Mayor Pro Tem Newsom. The motion CARRIED with 7 ayes and 0 nays.

The main motion CARRIED by the following vote:

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

Nay: 0

Abstain: 0

Enactment No: OR-2121-19

[19-3046](#)

Ordinance - Third and Final Reading of an Ordinance Approving a Change of Zoning from PR Pre-Development District and PD Planned Development District to PD Planned Development District for Single-Family Residential Uses on Approximately 27.86 Acres Situated in the A. N. Curry Survey, Abstract No. 332 & the Henry Brandenburg Survey, Abstract No. 129, Generally Located on the West Side of Day Miar Road and the South Side of Grand Meadow Boulevard; Skorburg Company on behalf of Sunset Crossing SF, Ltd. and James & Yvonne Slack (ZC#18-030)

Susana Marin read the caption into the record. Planner Andrew Bogda gave a brief update and answered Council questions. Bart VanAmburgh answered Council

questions. Skorburg Company representative Collier Bailey and Adam Buczek answered Council questions. Art Wright made comments regarding setbacks.

A motion was made by Council Member Short to approve the following ordinance with the requirement that the enhanced entry plans be revised to reflect made in the landscape plan:

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 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 Leyman. The motion CARRIED by the following vote:

Aye: 5 - David Cook; Larry Brose; Terry Moore; Julie Short and Mike Leyman

Nay: 2 - Brent Newsom and Casey Lewis

Abstain: 0

Enactment No: OR-2122-19

Mayor Cook recessed the meeting for a break at 9:31 p.m. Mayor Cook reconvened into regular business session at 9:36 p.m.

NEW BUSINESS

19-3031

Resolution - A Resolution of the City of Mansfield, Texas Approving an Economic Development and Performance Agreement and Contract of Sale Between the Mansfield Economic Development Corporation and Nickson Mansfield Industrial, LTD; Authorizing the MEDC President to Execute Said Agreements; and Providing an Effective Date

Director of Economic Development Richard Nevins made brief comments and answered Council questions. Nickson Mansfield Industrial, Ltd. representative Charles Nickson answered Council questions. Lisa Sudbury answered Council questions.

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

A RESOLUTION OF THE CITY OF MANSFIELD, TEXAS, APPROVING AN ECONOMIC DEVELOPMENT AND PERFORMANCE AGREEMENT AND CONTRACT OF SALE BETWEEN THE MANSFIELD ECONOMIC DEVELOPMENT CORPORATION AND NICKSON MANSFIELD INDUSTRIAL, LTD; AUTHORIZING THE MEDC PRESIDENT TO EXECUTE SAID AGREEMENTS; 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: 6 - Larry Broseh; Brent Newsom; Terry Moore; Julie Short; Mike Leyman and Casey Lewis

Nay: 1 - David Cook

Abstain: 0

Enactment No: RE-3549-19

[19-3063](#)

Resolution - A Resolution of the City Council of the City of Mansfield, Texas, Approving a Second Amended and Restated Economic Development and Performance Agreement by and Between the Mansfield Economic Development Corporation ("MEDC") and Zah Group, Inc. and Authorizing its Execution by the President of the MEDC; and Providing an Effective Date

Richard Nevins made brief comments. Klein Tools representative Matt Marinovich answered Council questions.

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

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MANSFIELD, TEXAS, APPROVING A SECOND AMENDED AND RESTATED ECONOMIC DEVELOPMENT AND PERFORMANCE AGREEMENT BY AND BETWEEN THE MANSFIELD ECONOMIC DEVELOPMENT CORPORATION ("MEDC") AND ZAH GROUP, INC. 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 Council Member Short. The motion CARRIED by the following vote:

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

Nay: 1 - Casey Lewis

Abstain: 0

Enactment No: RE-3550-19

[19-3064](#)

Resolution - A Resolution of the City of Mansfield, Texas, Approving an Amended and Restated 380 Economic Development Program Agreement with Zah Group, Inc.; Authorizing the City Manager to Execute Said Agreement; and Providing an Effective Date

Richard Nevins made brief comments.

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

A RESOLUTION OF THE CITY OF MANSFIELD, TEXAS, APPROVING AN

AMENDED AND RESTATED 380 ECONOMIC DEVELOPMENT PROGRAM AGREEMENT WITH ZAH GROUP, INC.; AUTHORIZING THE CITY MANAGER TO EXECUTE SAID AGREEMENT; AND PROVIDING AN EFFECTIVE DATE

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

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

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

Nay: 1 - Casey Lewis

Abstain: 0

Enactment No: RE-3551-19

[19-3073](#)

Resolution - A Resolution Approving a Developer Participation Contract Between the City of Mansfield and First Texas Homes, Inc. for Cost Participation for Drainage Improvements Along Day Miar Road Adjacent to the Pemberley Estates Phase 2 Addition

Bart VanAmburgh made brief comments and answered Council questions.

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

A RESOLUTION APPROVING A DEVELOPER PARTICIPATION CONTRACT BETWEEN THE CITY OF MANSFIELD AND FIRST TEXAS HOMES, INC. FOR COST PARTICIPATION FOR DRAINAGE IMPROVEMENTS ALONG DAY MIAR ROAD ADJACENT TO THE PEMBERLEY ESTATES PHASE 2 ADDITION; APPROPRIATING FUNDS; AND DIRECTING AND AUTHORIZING THE CITY MANAGER TO EXECUTE THE DEVELOPER PARTICIPATION CONTRACT

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

Nay: 0

Abstain: 0

Enactment No: RE-3552-19

PUBLIC HEARING CONTINUATION AND SECOND READING

[19-3053](#)

Ordinance - Public Hearing Continuation and Second Reading of an Ordinance of the City of Mansfield, Texas Amending the Water Conservation and Drought Contingency Sections of the Water Demand Management / Drought Contingency Plan

Director of Utilities Jeff Price stated he was available for questions. Mayor Cook

continued the public hearing at 9:51 p.m. With no one wishing to speak, Mayor Cook closed the public hearing at 9:52 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 WATER CONSERVATION AND DROUGHT CONTINGENCY SECTIONS OF THE WATER DEMAND MANAGEMENT / DROUGHT CONTINGENCY PLAN." Seconded by Council Member Short. The motion CARRIED by the following vote:

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

Nay: 0

Abstain: 0

NEW BUSINESS

19-3081

Discussion and Possible Action Regarding Improving the Architectural Requirement for Various Residential Zoning Classifications

Mayor Cook stated there was no discussion necessary for this agenda item, mentioning it would be brought back at a later date.

RECESS INTO EXECUTIVE SESSION

In accordance with the Texas Government Code, Chapter 551, Mayor Cook recessed the meeting into executive session at 9:54 p.m. Mayor Cook called the executive session to order in the Multi-Purpose Room at 9:58 p.m. Mayor Cook adjourned the executive session at 11:16 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 Tree Board Case #19-001

Seek Advice of City Attorney Regarding Zoning Case #17-022

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

Update on Britton Bank

ADJOURN

Mayor Cook adjourned the meeting at 11:16 p.m.

ATTEST: David L. Cook, Mayor

Susana Marin, City Secretary