CITY OF MANSFIELD

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

Meeting Minutes - Final

City Council

Monday, January 27, 2020 | **4:00 PM** | **Council Chambers**

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

Mayor Cook called the meeting to order at 4:05 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 4:06 p.m. Mayor Cook called the executive session to order in the Council Conference Room at 4:07 p.m. Mayor Cook adjourned executive session at 6:03 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 Matters Related to Human Resource Management

Seek Advice of City Attorney Regarding Construction Contract for Fire Station No. 5

Seek Advice of City Attorney Regarding Contract with BelWave Communications

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

Personnel Matters Pursuant to Section 551.074

Board Appointments: Planning and Zoning Commission

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

Economic Development Project #19-02

WORK SESSION TO BE HELD IN THE MULTI-PURPOSE ROOM

Mayor Cook convened into the work session at 6:10 p.m.

Staff Presentation and Demonstration of Development Projects Web Page

Deputy City Manager Joe Smolinski made brief comments regarding the Development Projects web page and turned it over to GIS Manager Kelly Klose. Kelly gave a live demonstration of how the web page can be utilized. He explained in detail the ability citizens will have to know what is being developed around town and the current stage of each development. Joe and Kelly answered Council questions.

Presentation by Kimley Horn Regarding Mid Block Crossings

Assistant Director of Public Works David Boski made brief comments regarding a request from the Council for staff to look into mid-block crossings in the downtown area. He introduced Kimley-Horn and Associates representatives Jeff Whitacre and Brian Shamburger. Jeff gave an overview of the Pedestrian Crossing Evaluation they conducted and discussed pedestrian circulation, crossing criteria, crossing hardware options. He gave examples of possible locations to place a crosswalk in the downtown area and provided feedback on the associated costs. Brian made comments regarding pedestrian compliance in using the crosswalk and the issues other cities with crosswalks are experiencing. Jeff presented the Mouser Way crosswalk analysis and discussed what their recommendations. There was extensive discussion between staff and Council regarding the crosswalk location.

Mayor Cook recessed the work session at 7:17 p.m.

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 7:30 p.m.

INVOCATION

Pastor Will Duck gave the Invocation.

PLEDGE OF ALLEGIANCE

Council Member Newsom led the Pledge of Allegiance.

TEXAS PLEDGE

Council Member Leyman led the Texas Pledge.

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

Council Member Leyman led the Texas Pledge.

PRESENTATION

Presentation to the Zoning Board of Adjustment

Mayor Cook presented a proclamation to the Zoning Board of Adjustment members honoring them for their committment and service to the Mansfield community and expressed his appreciation for their service.

Presentation to the Construction Codes Board of Adjustment & Appeals

Mayor Cook presented a proclamation to the Construction Codes Board of Adjustment and Appeals members honoring them for their committment and service to the Mansfield community and expressed his appreciation for their service.

Staff Presentation and Demonstration of Development Projects Web Page

Joe Smolinski made a brief presentation of the Development Projects web page and answered Council questions.

CITIZEN COMMENTS

There were no citizen comments.

COUNCIL ANNOUNCEMENTS

Council Member Leyman had no announcements.

Mayor Pro Tem Short had no announcements.

Council Member Lewis had no announcements.

Council Member Moore stated he received an email from a resident notifying him that Mansfield had been named the Sixth Safest City in Texas by Alarm.org.

Council Member Newsom wished his daughter Madison a happy birthday.

Council Member Broseh had no announcements.

Mayor Cook stated Texas was recongnized as the Second Safest State and applauded the Mansfield Police Department for all they do to keep Mansfield safe.

SUB-COMMITTEE REPORTS

Housing Market Growth Strategy Sub-Committee Meeting Update

Council Member Lewis provided an update from the discussion held at the Housing

Market Growth Strategy Sub-Committee.

STAFF COMMENTS

City Manager Report or Authorized Representative

Current/Future Agenda Items

There were no staff comments.

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

There were no comments regarding the Quarterly Reports.

TAKE ACTION NECESSARY PURSUANT TO EXECUTIVE SESSION

No action was taken by the Council.

CONSENT AGENDA

20-3430 Ordinance - First Reading of an Ordinance Approving a Lease of the North Main Street Water Tower to BelWave Communications; Authorizing the City Manager to Execute the Same and all Other Documents Necessary to Complete the Transaction; and Providing an Effective Date

A motion was made by Mayor Pro Tem Short to approve the first reading of "AN ORDINANCE APPROVING A LEASE OF THE NORTH MAIN STREET WATER TOWER TO BELWAVE COMMUNICATIONS; AUTHORIZING THE CITY MANAGER TO EXECUTE THE SAME AND ALL OTHER DOCUMENTS NECESSARY TO COMPLETE THE TRANSACTIONS; AND PROVIDING AN EFFECTIVE DATE." 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

20-3431 Ordinance - First Reading of an Ordinance Approving the Lease of the East Broad Water Tower to Belwave Communications; Authorizing the City Manager to Execute the Same and all Other Documents Necessary to Complete the Transaction; and Providing an Effective Date

A motion was made by Mayor Pro Tem Short to approve the first reading of "AN ORDINANCE APPROVING THE LEASE OF THE EAST BROAD WATER TOWER TO BELWAVE COMMUNICATIONS; AUTHORIZING THE CITY MANAGER TO EXECUTE THE SAME AND ALL OTHER DOCUMENTS NECESSARY TO COMPLETE THE TRANSACTIONS; AND PROVIDING AN EFFECTIVE DATE."

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

19-3397 Resolution - A Resolution to Approve Awarding a Construction Contract to O'Haver Contractors of San Antonio, Texas in the Amount of $5,150,000 for Site Development and Construction of the Fire Station Number 5 Facility

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

RESOLUTION TO CONSIDER AWARDING A CONSTRUCTION CONTRACT TO O'HAVER CONTRACTORS OF SAN ANTONIO, TEXAS IN THE AMOUNT OF $5,150,000 FOR SITE DEVELOPMENT AND CONSTRUCTION OF THE NEW FIRE STATION NUMBER 5 BUILDING

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

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

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

Nay: 0

Abstain: 0

Enactment No: RE-3625-20

20-3413 Resolution - A Resolution Authorizing the City Manager and the Police Department to Make Application, Receive, and Expend Grant Funding from the Criminal Justice Division (CJD) of the Governor's office of the State of Texas to Upgrade the In-Car Video Equipment of the Following Police Divisions: Patrol, Traffic, Support Services, Commercial Vehicle Enforcement, and Community Resource

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

A RESOLUTION AUTHORIZING THE CITY MANAGER AND THE POLICE DEPARTMENT TO MAKE APPLICATION, RECEIVE, AND EXPEND GRANT FUNDING FROM THE CRIMINAL JUSTICE DIVISION (CJD) OF THE GOVERNORS OFFICE OF TEXAS TO UPGRADE THE IN-CAR VIDEO EQUIPMENT OF POLICE DEPARTMENT UNITS. THE AMOUNT OF THE AWARD WILL NOT EXCEED $100,000 AND DOES NOT REQUIRE A MATCH

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

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

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

Nay: 0

Abstain: 0

Enactment No: RE-3626-20

20-3428 Resolution - A Resolution of the City of Mansfield, Texas, Calling for a General Election to be Held on May 2, 2020; Ratifying that a Special Election was Ordered by the City Council on January 13, 2020 to be Held on May 2, 2020; Establishing Procedures for the General and Special Elections; Designating Polling Places; Establishing Election Precincts within the City; Appointing an Election Judge and an Alternate Judge; Establishing Other Procedures for Conduct of the Election; Approving the Method of Voting; Establishing a Date for Runoff Election, if Necessary; and Providing an Effective Date

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

A RESOLUTION OF THE CITY OF MANSFIELD ("CITY"), TEXAS, CALLING FOR A GENERAL ELECTION TO BE HELD ON MAY 2, 2020; RATIFYING THAT A SPECIAL ELECTION WAS ORDERED BY THE CITY COUNCIL ON JANUARY 13, 2020 TO BE HELD ON MAY 2, 2020; ESTABLISHING PROCEDURES FOR THE GENERAL AND SPECIAL ELECTIONS; DESIGNATING POLLING PLACES; ESTABLISHING ELECTION PRECINCTS WITHIN THE CITY; APPOINTING AN ELECTION JUDGE AND AN ALTERNATE JUDGE; ESTABLISHING OTHER PROCEDURES FOR CONDUCT OF THE ELECTION; APPROVING THE METHOD OF VOTING; ESTABLISHING A DATE FOR RUNOFF ELECTION, IF NECESSARY; AND PROVIDING AN EFFECTIVE DATE

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

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

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

Nay: 0

Abstain: 0

Enactment No: RE-3627-20

20-3432 Resolution - A Resolution Authorizing a Service Agreement with BelWave Communications for Provision of Wireless Internet Service to the City, and; Authorizing the City Manager to Execute an Agreement with Belwave Communications on Behalf of the City

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

RESOLUTION APPROVING ENTRY INTO A CONTRACT WITH BELWAVE COMMUNICATIONS FOR PROVISION OF WIRELESS INTERNET SERVICE TO THE

CITY, AND; AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH BELWAVE COMMUNICATIONS 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 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

Enactment No: RE-3628-20

20-3422 Minutes - Approval of the January 13, 2020 Regular City Council Meeting Minutes

A motion was made by Mayor Pro Tem Short to approve the minutes of the January 13, 2020 Regular City Council Meeting as presented. 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

END OF CONSENT AGENDA

ITEMS TO BE REMOVED FROM THE CONSENT AGENDA

20-3416 Resolution - A Resolution to Consider Awarding an Annual Contract to Yellowstone Landscape in the Amount of $72,257.20 for Grounds Maintenance of Developed and Undeveloped Park Sites, City Properties and Municipal Sites

Council Member Lewis removed this item from the consent agenda. Director of Parks and Recreation Matt Young answered Council questions.

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

RESOLUTION TO CONSIDER AWARDING AN ANNUAL CONTRACT TO YELLOWSTONE LANDSCAPE IN THE AMOUNT OF $72,257.20 FOR GROUNDS MAINTENANCE OF DEVELOPED AND UNDEVELOPED PARK SITES, CITY PROPERTIES AND MUNICIPAL SITES

(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-3629-20

20-3418 Resolution - A Resolution Adopting Voting Equipment for a Joint Election with the Tarrant County Election Department

Council Member Lewis removed this item from the consent agenda. He made comments regarding the ability to create a Johnson County voting location that is not staff dependent. Mayor Cook stated he has a meeting scheduled with Tarrant County Judge Glenn Whitley and that will be a main topic of discussion.

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

A RESOLUTION OF THE CITY OF MANSFIELD, TEXAS, ADOPTING VOTING EQUIPMENT FOR A JOINT ELECTION WITH THE TARRANT COUNTY ELECTION DEPARTMENT

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

Nay: 0

Abstain: 0

Enactment No: RE-3630-20

OLD BUSINESS

19-3343 Ordinance - Third and Final Reading of an Ordinance Approving a Change of Zoning from PD Planned Development District to PD Planned Development District for Single-Family Residential Uses on Approximately 30.001 Acres Out of the S. Mitchell Survey, Abstract No. 1024, Tarrant County, TX, and Abstract No. 593, Johnson County, TX, Located at 890 & 932 S. Mitchell Rd.; John Arnold of Skorburg Company on Behalf of Bobby F. & Mary A. Havens (ZC#19-012)

City Secretary Susana Marin read the caption into the record. Director of Planning Matt Jones made a brief presentation and answered Council questions. Skorburg representative John Arnold made a brief presentation and answered Council questions. Windsor Homes representative Michelle Lalas answered Council questions. Bart VanAmburgh answered Council questions.

A motion was made by Mayor Pro Tem Short to approve the following ordinance and adding a divided boulevard, add salt finish driveways to the requirements, a cap on the board on board fence, requiring that 50 percent of

the 50 ft. wide lots shall be 2,000 sq. ft. or larger and the remainder being a minimum of 1,900 sq. ft., and to include the landscape plan which shall include park amenities namely dog park and playground as stated by the applicant:

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 Lewis, that this matter be Approved on Third And Final Reading . 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: OR-2163-20

19-3394 Review and Consideration of a Request to Approve a Minor Modification of the Development Plan for Vistas at Walnut Ridge located at 3311 E. Broad Street; Brad Lehman of MJ Thomas Engineering, LLC on behalf of Sonal Desai of Matlock Crossing, LIC (ZC#16-024A) *(Tabled from January 13, 2020)*

Matt Jones made brief comments and answered Council questions. Property Owner Mike Mellinger made brief comments.

A motion was made by Council Member Lewis to approve the request for a minor modification. Seconded by Mayor Pro Tem 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

20-3412 Ordinance - Second Reading of an Ordinance of the City Council of the City of Mansfield, Texas, Designating a Certain Area as a Tax Abatement Reinvestment Zone For Commercial-Industrial Tax Abatement Within the City of Mansfield, Texas; Establishing the Boundaries Thereof and Other Matters Related Thereto; Providing a Severability Clause; and Providing for an Immediate Effective Date

Director of Economic Development Richard Nevins made brief comments.

A motion was made by Council Member Newsom to approve the second

reading of "AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF MANSFIELD, TEXAS, DESIGNATING A CERTAIN AREA AS A TAX ABATEMENT REINVESTMENT ZONE FOR COMMERCIAL-INDUSTRIAL TAX ABATEMENT WITHIN THE CITY OF MANSFIELD, TEXAS; ESTABLISHING THE BOUNDARIES THEREOF AND OTHER MATTERS RELATED THERETO; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A REPEALER CLAUSE; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE." 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

PUBLIC HEARING AND FIRST READING

20-3420 Ordinance - Public Hearing and First Reading of an Ordinance Approving a Zoning Change from C-2, Community Business District to PD, Planned Development for C-2 Uses with a Freestanding Electronic Message Board on Approximately 2.38 Acres Located at 781 W. Debbie Lane; Casteel & Associates, Inc. on Behalf of Marline Two LLC, Owner (ZC#19-022)

A motion was made by Council Member Lewis that this agenda item be withdrawn. Seconded by Mayor Pro Tem 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

20-3421 Ordinance - Public Hearing and First Reading of an Ordinance Approving a Change of Zoning from PD Planned Development District to PD Planned Development District for Single-Family Residential Uses on Approximately 9.612 Acres out of the William Howard Survey, Abstract No. 690, Tarrant County, TX, Located on the East Side of Miller Road, Approximately 480 feet South of Cannon Drive; John Arnold of Skorburg Company on behalf of Paul A. & Paula Sutton, Marilyn G. Richardson, and Christopher Puempel (ZC#19-020)

Susana Marin read the caption into the record. Matt Jones made a brief presentation and answered Council questions. Bart VanAmburgh answered Council questions. Skorburg Company representative Adam Buczek made a presentation and answered Council questions. Skorburg Company representative Mandy Brushard made brief comments and answered Council questions. Mayor Cook continued the public hearing through second reading at 9:45 p.m. With no one wishing to speak, Mayor Cook closed the public hearing at 9:45 p.m.

A motion was made by Council Member Lewis 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 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," with the PD standards being the same as Colby Crossing Phase I with the exception of allowing up to 14 lots to have lower size restrictions. Seconded by Council Member Newsom. The motion CARRIED by the following vote:

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

Nay: 1 - Mike Leyman

Abstain: 0

Mayor Cook recessed the meeting for a break at 9:48 p.m. Mayor Cook reconvened into regular business session at 9:55 p.m.

20-3423 Ordinance - Public Hearing and First Reading of an Ordinance Setting Forth the Standards of Care for the Recreation Department's Kids Zone Program for the City of Mansfield; Providing for the Operational Standards of the Administration for the Program; Providing for the Inspecting, Monitoring, and Enforcement of the Standards of Care; Providing for the Staffing Levels, Training and Responsibilities for Those Working in the Program; Providing for Facility Standards; Providing for a Cumulative Clause; Providing for a Severability Clause; Providing for an Effective Date

Susana Marin read the caption into the record. Mayor Cook opened the public hearing at 9:56 p.m. With no one wishing to speak, Mayor Cook continued the public hearing through second reading at 9:56 p.m.

A motion was made by Council Member Leyman to approve the first reading of "AN ORDINANCE OF THE CITY OF MANSFIELD, TEXAS, SETTING FORTH THE STANDARDS OF CARE FOR THE RECREATION DEPARTMENT'S KIDS ZONE PROGRAM FOR THE CITY OF MANSFIELD; PROVIDING FOR THE OPERATIONAL STANDARDS OF THE ADMINISTRATION FOR THE PROGRAM; PROVIDING FOR THE INSPECTING, MONITORING, AND ENFORCEMENT OF THE STANDARDS OF CARE; PROVIDING FOR THE STAFFING LEVELS, TRAINING AND RESPONSIBILITIES FOR THOSE WORKING IN THE PROGRAM; PROVIDING FOR FACILITY STANDARDS; PROVIDING FOR A CUMULATIVE CLAUSE; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR AN EFFECTIVE DATE." 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

PUBLIC HEARING CONTINUATION AND SECOND READING

20-3399 Ordinance - Public Hearing Continuation and Second Reading on an Ordinance Approving a Historic Landmark Overlay District Classification for the Patterson-Rydell House located at 202 W. Oak Street; Art Wright, City Historic Preservation Officer, on behalf of Faye Rydell, Property Owner (ZC#19-021)

Mayor Cook continued the public hearing through second reading at 9:57 p.m. With no one wishing to speak, Mayor Cook closed the public hearing at 9:57 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, AS HERETOFORE AMENDED, SO AS TO GRANT A HISTORIC LANDMARK OVERLAY DISTRICT CLASSIFICATION FOR 202 W. OAK STREET; 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 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: OR-2164-20

20-3402 Ordinance - Public Hearing Continuation and Second Reading of an Ordinance Approving a Change of Zoning from SF-7.5/12, Single-Family Residential District to PD, Planned Development District for Single-Family Residential Uses on Approximately 0.528 Acres Known as Lot 1, Block 1, Bastian Addition, located at 607 W. Kimball Street; Hayden Dalley of Mansfield Custom Homes (ZC#19-018)

A motion was made by Council Member Broseh to approve the second reading of "AN ORDINANCE OF THE CITY OF MANSFIELD, TEXAS, AMENDING THE COMPREHENSIVE ZONING ORDINANCE OF THE CITY OF MANSFIELD, AS HERETOFORE AMENDED, SO AS TO CHANGE THE ZONING ON THE HEREINAFTER DESCRIBED PROPERTIES TO A PD, PLANNED DEVELOPMENT DISTRICT FOR 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." Seconded by Council Member Leyman. The motion CARRIED by the following vote:

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

Nay: 0

Abstain: 1 - Julie Short

Enactment No: OR-2165-20

NEW BUSINESS

20-3427 Board Appointments: Historic Landmark Commission

A motion was made by Council Member Newsom to appoint Amanda Kowalski to the Historical Landmark Commission for a term set to expire September 2021. 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

20-3433 Request for Special Event Permit: Mansfield Pickle Parade & Palooza

Pickled Mansfield Society President John Pressley made brief comments and answered Council questions. Police Chief Tracy Aaron answered questions regarding traffic flow and Deputy City Manager Shelly Lanners answered questions regarding parking at Heritage Baptist Church.

A motion was made by Mayor Cook to approve the request for special event permit giving the authorization to set up on the Smith Street parking lot and in the parking lot behind Mellow Mushroom and The Backyard. Seconded by Council Member Newsom. 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

20-3424 Discussion and Possible Action Regarding The Reserve Development Plan

Council Member Terry Moore asked for an explanation on The Reserve Development Plan. Council Member Broseh provided a brief overview of when the development plan was created. City Manager Clayton Chandler made brief comments regarding the work put in to creating the development plan. City Attorney Allen Taylor discussed the requirements of changing the zoning to include notification to property owners within 200 feet of the planned zoning change; hold public hearings before the Planning and Zoning Commission and they would make a recommendation to the Council. Council Member Leyman explained why he supported that this request be placed on the agenda.

20-3425 Discussion and Possible Action Regarding the Creation of an Incentive Program for Building Owners and Temporary Financial Assistance for Tenants of Small Retail and "Foot Traffic" Businesses Seeking to Relocate into Historic Downtown

Council Member Lewis explained his intent for placing this item on the agenda. He

stated this could possibly be an item that could be passed on to the Downtown Revitalization Sub-Committee to look into the zoning on property in the downtown area, create an incentive program for property owners and business owners to encourage them to fill vacant property, create a list of types of business the Council would like to see downtown, and create an assistance program for businesses. Council Member Newsom as the Chairman of the Downtown Revitalization Sub-Committee stated they would be meeting in February and they could include preliminary discussions regarding incentives. Mayor Cook asked the Council Members who are not part of the sub-committee to provide suggestions of what they would like to see downtown. Mayor Cook asked staff to research what other cities provide as far as incentives to promote downtown business. Shelly Lanners answered Council questions regarding what can be posted on the city's website to promote downtown businesses.

ADJOURN

A motion was made by Council Member Newsom to adjourn the meeting at 10:40 p.m. 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

_____ David L. Cook, Mayor

ATTEST:

_____ Susana Marin, City Secretary