



# CITY OF MANSFIELD

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

## Meeting Minutes - Final

### City Council

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Monday, April 13, 2020

7:00 PM

Council Chambers

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#### REGULAR MEETING

#### 7:00 P.M. - CALL MEETING TO ORDER

*Mayor Cook called the meeting to order at 7:04 p.m.*

*Mayor Cook advised the public that they could address the Council by submitting an online speaker card through the city's website or by direct email to City Secretary Susana Marin.*

**Absent** 1 - Brent Newsom

**Present** 6 - David Cook; Larry Brose; Terry Moore; Julie Short; Mike Leyman and Casey Lewis

#### INVOCATION

*Council Member Leyman 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 Lewis led the Texas Pledge.*

*Council Member Newsom arrived at 7:06 p.m.*

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

#### CITIZEN COMMENTS

*Mayor Cook acknowledged the following non-speakers who submitted online speaker cards regarding Walnut Creek Country Club reinstatement of golf carts for members:*

*Fred Closs - 1902 Lasseter Drive*

*Nathan Lindley - 1 Toscani Court*

*Richard Baldwin - 904 Riviera Drive*

*Johnny Williams - 1104 Pebble Beach Drive*

*John Wawrzeniak - 3208 Vista Lake Circle  
Jay Burkink - 2804 Pomponesett Drive - Arlington  
Michael Lewis - 2315 River Ridge Road - Arlington  
Paul Beaney - 822 Muirfield Drive  
Don Smith - 1006 Kingston Court  
Mark Hansard - 1413 Spyglass Drive  
Dennis Dowd - 8124 Oak Hollow Drive - Arlington  
Micheal Turner - 1438 Southern Hills  
Albin Dvoracek - 1019 Pebble Beach Drive  
Joe Jackson - 4709 Bonneville Drive - Arlington  
Barbara Lindley - 1 Toscana Court  
Kenneth Welch - 1514 Cannon Gate Drive  
Tommy Abbott - 1600 Valleywood Trail  
Billy Filer - 7532 Brooklake Drive - Grand Prairie  
Paul Ward - 8000 Hess Drive  
Donna Ward - 8000 Hess Drive  
William Walsh - 913 Kingston Drive  
Barbara Hanna - 7613 Willowood Court - Fort Worth  
Phil Carlisle - 2223 Wanda Way - Arlington*

### **COUNCIL ANNOUNCEMENTS**

*Council Member Leyman stated El Primo's owner Todd Tonore will be proving lunch to the nursing homes on Wednesday and they are looking for volunteers to help deliver food. He also mentioned that a week from Wednesday they will be serving lunches for public safety personnel and they are looking for volunteers to deliver those meals as well.*

*Mayor Pro Tem Short had no announcements.*

*Council Member Lewis had no announcements.*

*Council Member Moore recognized momentous efforts by various residents and groups around town who are delivering services throughout the city. He thanked Cindy Cantero and Maureen Timmons for setting up a FaceBook page called Celebrate Mansfield mentioning they have organized the white ribbon tying at Methodist Mansfield Medical Center to take place on Tuesday, April 14, 2020. He also recognized a group with Mansfield Independent School District who are serving meals on a daily basis at six or seven different schools mentioning Rita Denton has been heading that program. Council Member Moore recognized Common Ground Network and Feed the Kids for continuing their efforts in putting bags of food together for those in need stating they are being distributed twice a week through a local church*

*Council Member Newsom had no announcements.*

*Council Member Broseh had no announcements.*

*Mayor Cook recognized the owner of El Primo's restaurant Todd Tonore for his efforts in helping residents out.*

### **STAFF COMMENTS**

#### **City Manager Report or Authorized Representative**

## Current/Future Agenda Items

*There were no staff comments.*

**CONSENT AGENDA****ITEMS TO BE REMOVED FROM THE CONSENT AGENDA****[20-3472](#)**

Ordinance - Second Reading of an Ordinance Approving an Agricultural Lease with Mathis Farm, LLC; 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 Council Member Broseh to approve the second reading of "AN ORDINANCE APPROVING AN AGRICULTURAL LEASE WITH MATHIS FARM, LLC; AUTHORIZING THE CITY MANAGER TO EXECUTE THE SAME AND ALL OTHER DOCUMENTS NECESSARY TO COMPLETE THE TRANSACTION; AND PROVIDING AN EFFECTIVE DATE." 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

**[20-3500](#)**

Ordinance - Second Reading of an Ordinance Approving the Conveyance of an Easement and Right of Way to Oncor Electric Delivery Company Llc for the Construction Maintenance and Operation of Electric Supply and Communications Facilities

**A motion was made by Council Member Broseh to approve the second reading of "AN ORDINANCE APPROVING THE CONVEYANCE AN EASEMENT AND RIGHT OF WAY TO ONCOR ELECTRICT DELIVERY COMPANY LLC FOR THE CONSTRUCTION MAINTENANCE AND OPERATION OF ELECTRIC SUPPLY AND COMMUNICATIONS FACILITIES." 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

**[20-3509](#)**

Resolution - A Resolution of the City Council of the City of Mansfield, Texas, Approving the First Amendment to Tax Abatement Agreement Between the City of Mansfield, Texas and RMA HOLDINGS, LLC; Authorizing the Mayor to Execute Said Agreement; and Providing an Effective Date

**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 THE FIRST AMENDMENT TO TAX ABATEMENT AGREEMENT BETWEEN THE CITY OF MANSFIELD, TEXAS AND RMA HOLDINGS, LLC; AUTHORIZING THE MAYOR TO EXECUTE SAID AGREEMENT; AND PROVIDING AN EFFECTIVE DATE**

**(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-3642-20

[20-3532](#)

Resolution - A Resolution Authorizing the City Manager and the Police Department to Make Application, Receive, and Expend Grant Funding from Firehouse Subs Safety Foundation Program to Purchase Mass Casualty/Active Shooter Response Kits for the Police Department

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

**A RESOLUTION AUTHORIZING THE CITY MANAGER AND THE POLICE DEPARTMENT TO MAKE APPLICATION, RECEIVE, AND EXPEND GRANT FUNDING FROM FIREHOUSE SUBS TO PURCHASE MASS CASUALTY/ACTIVE SHOOTER RESPONSE KITS FOR THE POLICE DEPARTMENT; THE AMOUNT OF THE AWARD WILL NOT EXCEED \$6,500 AND DOES NOT REQUIRE A MATCH**

**(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-3643-20

[20-3534](#)

Resolution - A Resolution Awarding Eighteen Month Renewable Contracts to the Lowest and Best Bids for the Individual Supply of Nine Different Water Treatment Chemicals for the Bud Ervin Water Treatment Plant

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

**A RESOLUTION AWARDING EIGHTEEN MONTH RENEWABLE CONTRACTS TO THE LOWEST AND BEST BID FOR THE INDIVIDUAL SUPPLY OF NINE**

**DIFFERENT WATER TREATMENT CHEMICALS, FOR THE BUD ERVIN WATER TREATMENT PLANT**

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

**Nay:** 0

**Abstain:** 0

Enactment No: RE-3644-20

[20-3518](#)

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

**A motion was made by Council Member Brose to approve the minutes for the March 23, 2020 Regular City Council Meeting as presented. Seconded by Council Member Newsom. 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

[20-3519](#)

Minutes - Approval of the March 31, 2020 Special City Council Meeting Minutes

**A motion was made by Council Member Brose to approve the minutes of the March 31, 2020 Special City Council Meeting as presented. Seconded by Council Member Newsom. 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

**END OF CONSENT AGENDA****PUBLIC HEARING AND FIRST READING**[20-3513](#)

Ordinance - Public Hearing and First Reading of an Ordinance Approving a Change of Zoning From SF-8.4/16, Single-Family Residential District to PD, Planned Development District for Professional and Medical Office Uses, Botique Retail Shops and Artist Studio Uses on Approximately 0.376 Acres Known as a Portion of Block 10, Original Town of Mansfield, Located at 310 East Broad Street; Ernst Realty Investment (ZC#20-003)

*Susana Marin read the caption into the record. Mayor Cook made brief comments.*

*He relayed to the Council the discussion he had with the applicant. Council requested the following items be addressed by the second reading: expand property uses, address trash container location and screening, and clarify signage setback. Mayor Cook opened the public hearing at 7:26 p.m. With no one wishing to speak, Mayor Cook continued the public hearing through second reading at 7:26 p.m.*

**A motion was made by Mayor Cook to suspend the rules for discussion. Seconded by Council Member Lewis. The motion CARRIED unanimously.**

**A motion was made by Council Member Moore 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 PROFESSIONAL AND MEDICAL OFFICE USES, BOUTIQUE RETAIL SHOPS, AND ARTIST STUDIO 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 Lewis. 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

## **PUBLIC HEARING CONTINUATION AND SECOND READING**

### **20-3483**

Ordinance - Public Hearing Continuation and Second Reading of an Ordinance Approving a Historic Landmark Overlay District Classification for the Ralph S. Man Homestead Located at 604 W. Broad Street; Art Wright, City Historic Preservation Officer, on Behalf of the City of Mansfield, Property Owner (ZC#20-002)

*Deputy City Manager Shelly Lanners answered Council questions. Mayor Cook continued the public hearing at 7:36 p.m. With no one wishing to speak, Mayor Cook closed the public hearing at 7:36 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 THE RALPH S. MAN HOMESTEAD LOCATED AT 604 W. BROAD 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 Moore. 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

### **PUBLIC HEARING AND THIRD AND FINAL READING**

#### **20-3412**

Ordinance - Public Hearing and Third and Final 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

*Susana Marin read the caption into the record. Mayor Cook opened the public hearing at 7:37 p.m. With no one wishing to speak, Mayor Cook closed the public hearing at 7:37 p.m.*

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

**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**

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

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

**Aye:** 6 - David Cook; Larry Broseh; Brent Newsom; Julie Short; Mike Leyman and Casey Lewis

**Nay:** 1 - Terry Moore

**Abstain:** 0

Enactment No: OR-2172-20

### **NEW BUSINESS**

#### **20-3508**

Resolution - A Resolution of the City of Mansfield, Texas, Approving an Economic Development Agreement Between the City of Mansfield, the Mansfield Economic Development Corporation, and Straumann Manufacturing, Inc.; Authorizing the Mayor and MEDC President to Execute Said Agreement; and Providing an Effective Date

*Director of Economic Development Richard Nevins answered Council questions.*

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

**A RESOLUTION OF THE CITY OF MANSFIELD, TEXAS, APPROVING AN ECONOMIC DEVELOPMENT AGREEMENT BETWEEN THE CITY OF MANSFIELD, THE MANSFIELD ECONOMIC DEVELOPMENT CORPORATION, AND STRAUMANN MANUFACTURING, INC.; AUTHORIZING THE MAYOR AND MEDC PRESIDENT TO EXECUTE SAID AGREEMENT; AND PROVIDING AN EFFECTIVE DATE**

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

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

**Aye:** 6 - David Cook; Larry Broseh; Brent Newsom; Julie Short; Mike Leyman and Casey Lewis

**Nay:** 1 - Terry Moore

**Abstain:** 0

Enactment No: RE-3645-20

[20-3536](#)

**Discuss, Consider, and Approve a Resolution Continuing Mayor Cook's Declaration of Public Health Emergency**

*There was extensive Council discussion to amend the Fourth Declaration of Public Health Emergency to include golf under Section 13.C.3.*

**A motion was made by Mayor Cook to approve the following resolution:**

**CONTINUATION OF FOURTH AMENDED DECLARATION OF PUBLIC HEALTH EMERGENCY**

**(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-3646-20

## **ADJOURN**

**A motion was made by Council Member Lewis to adjourn the meeting at 9:01 p.m. 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



\_\_\_\_\_ David L. Cook, Mayor

ATTEST:

\_\_\_\_\_ Susana Marin, City Secretary