



CITY OF MANSFIELD

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

Meeting Agenda

City Council

Tuesday, May 16, 2023

8:00 AM

Council Chambers

SPECIAL MEETING

1. **8:00 A.M. - CALL MEETING TO ORDER**
2. **INVOCATION**
3. **PLEDGE OF ALLEGIANCE**
4. **TEXAS PLEDGE**

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

5. **CITIZEN COMMENTS**

Citizens wishing to address the Council on non-public hearing agenda items and items not on the agenda may do so at this time. Due to regulations of the Texas Open Meetings Act, please do not expect a response from the Council as they are not able to do so. THIS WILL BE YOUR ONLY OPPORTUNITY TO SPEAK UNLESS YOU ARE SPEAKING ON A SCHEDULED PUBLIC HEARING ITEM. After the close of the citizen comments portion of the meeting only comments related to public hearings will be heard. All comments are limited to five (5) minutes.

In order to be recognized during the "Citizen Comments" or during a Public Hearing (applicants included), please complete a blue or yellow card located at the entrance of the Council Chambers. Please present the card to the Assistant City Secretary prior to the start of the meeting.

6. **COUNCIL ANNOUNCEMENTS**

7. **STAFF COMMENTS**

In addition to matters specifically listed below, Staff comments may include updates on ongoing or proposed projects and address of posted agenda items.

A. **City Manager Report or Authorized Representative**

Current/Future Agenda Items

8. NEW BUSINESS[23-5365](#)

Resolution - A Resolution of the City Council of the City of Mansfield, Texas, Canvassing Returns and Declaring the Results of the General and Special Elections Held in the City of Mansfield, Texas May 6, 2023

Presenters: Susana Marin

Attachments: [Resolution](#)

[2023 Unofficial Tabulation](#)

9. ADJOURN**CERTIFICATION**

THIS IS TO CERTIFY THAT A COPY OF THE NOTICE OF the May 16, 2023 Special City Council Agenda was posted on the City Hall bulletin board, a place convenient and readily accessible to the general public at all times, and to the City's website, mansfieldtexas.gov, on Friday, May 12, 2023 prior to 5:00 p.m., in compliance with Chapter 551, Texas Government Code.

Susana Marin, City Secretary

Approved as to form:

City Attorney

This facility is ADA compliant. If you plan to attend this public meeting and have a disability that requires special arrangements, please call (817) 473-0211 at least 48 hours in advance. Reasonable accommodation will be made to assist your needs. PLEASE SILENCE CELL PHONES WHILE THE CITY COUNCIL MEETING IS IN SESSION.



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STAFF REPORT

File Number: 23-5365

Agenda Date: 5/16/2023

Version: 1

Status: New Business

In Control: City Council

File Type: Resolution

Agenda Number:

Title

Resolution - A Resolution of the City Council of the City of Mansfield, Texas, Canvassing Returns and Declaring the Results of the General and Special Elections Held in the City of Mansfield, Texas May 6, 2023

Requested Action

City Council action approving the resolution canvassing the returns of the general and special elections is requested.

Recommendation

Staff recommends approval of the resolution.

Description/History

A general and special elections were held on May 6, 2023 for the purpose of electing a Council Member, Place 6; Council Member, Place 7; Council Member, Place 3; and submitting to the resident qualified electors of the City Propositions A and B. Unofficial results were provided after the polls closed; however, election results cannot be canvassed until provisional and overseas ballots are evaluated and counted. Final election results are expected to be received no later than the evening of Monday, May 15, 2023. The final tabulation will be presented at the Council meeting.

NOTE: Official results will be provided during the meeting on Tuesday, May 16, 2023 prior to this agenda item being discussed. The resolution will be updated to show the official tabulation as well.

Justification

Pursuant to Sections 67.002 and 67.003 of the Election Code, the City Council must canvass the election returns no later than May 17, 2023.

Funding Source

N/A

Prepared By

Susana Marin, TRMC, City Secretary
817-276-4203

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF MANSFIELD, TEXAS, CANVASSING THE RETURNS OF THE GENERAL ELECTION HELD IN THE CITY OF MANSFIELD, TEXAS ON MAY 6, 2023, FOR THE PURPOSE OF ELECTING A COUNCIL MEMBER, PLACE 6; AND A COUNCIL MEMBER, PLACE 7; AND CANVASSING THE RETURNS OF THE SPECIAL ELECTIONS HELD FOR THE PURPOSE OF ELECTING A COUNCIL MEMBER, PLACE 3 AND DECLARING THAT THE SALES AND USE TAX PROPOSITIONS ARE APPROVED; AND PROVIDING AN EFFECTIVE DATE

WHEREAS, on January 23, 2023, the City Council of the City of Mansfield, Texas, (the “City Council”), duly called a general and special election to be held on May 6, 2023 for the purposes of electing a Council Member, Place 6, a Council Member, Place 7, and a Council Member, Place 3; and,

WHEREAS, on February 13, 2023, the City Council of the City of Mansfield, Texas, (the “City Council”), duly called a special election to be held on May 6, 2023 for the purpose of submitting two ballot propositions to the eligible voters; and,

WHEREAS, the election returns of the ballots cast in said general and special elections are hereby canvassed for the positions of Council Member, Place 6; Council Member, Place 7; Council Member, Place 3 (unexpired term); and the proposed ballot propositions; and,

WHEREAS, after duly canvassing said returns from each precinct, the City Council finds that the total votes cast at said elections for the candidates for said offices and the proposed ballot propositions are as follows:

<u>COUNCIL MEMBER, PLACE 6</u>	<u>Number of Votes Received</u>	<u>Percentage of Votes Received</u>
Todd Tonore	2,432	64.85%
Gary Cardinale	1,318	35.15%

<u>COUNCIL MEMBER, PLACE 7</u>	<u>Number of Votes Received</u>	<u>Percentage of Votes Received</u>
Larry Broseh	2,847	100.00%

<u>COUNCIL MEMBER, PLACE 3</u> <i>(Unexpired Term)</i>	<u>Number of Votes Received</u>	<u>Percentage of Votes Received</u>
Brent Newsom	2,095	54.71%
Scot Bowman	1,734	45.29%

PROPOSITION A

The Mansfield Economic Development Corporation is authorized to use previously approved collections of its sales and use tax, including all amounts already collected, for projects related to recreational or community facilities, including but not limited to, land, buildings, equipment, facilities and improvements found by the board of directors to be required or suitable for use for professional and amateur sports, including children's sports, entertainment, tourist, convention, public park purposes and events, auditoriums, amphitheaters, parks and park facilities, open space improvements, related store, restaurant, concession, automobile parking facilities, related transportation facilities, related roads, streets, water and sewer facilities, other related improvements that enhance these projects, any other projects or improvements found by the corporation's board of directors to promote new or expanded business development, and maintenance and operating costs associated with any of the above detailed projects.

	<u>Number of Votes Received</u>	<u>Percentage of Votes Received</u>
For	2,512	63.45%
Against	1,447	36.55%

PROPOSITION B

The Mansfield Economic Development Corporation is authorized to use previously approved collections of its sales and use tax, including all amounts already collected, for professional multisport venue related infrastructure as defined in Chapter 334.001 of the Texas Local Government Code, and maintenance and operating costs associated with the project.

	<u>Number of Votes Received</u>	<u>Percentage of Votes Received</u>
For	2,110	63.45%
Against	1,824	36.55%

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF MANSFIELD, TEXAS THAT:

SECTION 1.

The City Council finds that the results of the general and special elections as set forth above are true and correct and the canvass of votes is hereby approved.

SECTION 2.

A tabulation of the results for each election precinct within the City of Mansfield, Texas, for said election is attached as Exhibit "A" and made a part hereof.

SECTION 3.

It is hereby determined that in the race of Council Member, Place 6, Todd Tonore received the majority of votes and is hereby declared elected to such office.

SECTION 4.

It is hereby determined that in the race of Council Member, Place 7, Larry Broseh was an unopposed candidate and is hereby declared elected to such office.

SECTION 5.

It is hereby determined that in the race of Council Member, Place 3, Brent Newsom received the majority of votes and is hereby declared elected to such office.

SECTION 6.

The City Council of the City of Mansfield hereby declares that the following propositions are approved:

Proposition A

The Mansfield Economic Development Corporation is authorized to use previously approved collections of its sales and use tax, including all amounts already collected, for projects related to recreational or community facilities, including but not limited to, land, buildings, equipment, facilities and improvements found by the board of directors to be required or suitable for use for professional and amateur sports, including children's sports, entertainment, tourist, convention, public park purposes and events, auditoriums, amphitheaters, parks and park facilities, open space improvements, related store, restaurant, concession, automobile parking facilities, related transportation facilities, related roads, streets, water and sewer facilities, other related improvements that enhance these projects, any other projects or improvements found by the corporation's board of directors to promote new or expanded business development, and maintenance and operating costs associated with any of the above detailed projects.

Proposition B

The Mansfield Economic Development Corporation is authorized to use previously approved collections of its sales and use tax, including all amounts already collected, for professional multisport venue related infrastructure as defined in Chapter 334.001 of the Texas Local Government Code, and maintenance and operating costs associated with the project.

SECTION 7.

The official returns shall be delivered to the City Secretary, who is hereby directed to enter into the election register the tabulations of the votes cast for each candidate to preserve such tabulations as required by law.

SECTION 8.

The City Secretary is hereby ordered to place a copy of this resolution in the records of the City, as soon as practicable thereafter, the Mayor or the City Manager is hereby authorized and directed to execute and deliver the Canvass of the Special Election in accordance with the election laws of the State of Texas, and to take all other action necessary in connection herewith.

SECTION 9.

This resolution shall be effective from and after its passage.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF MANSFIELD THIS 16TH DAY OF MAY, 2023.

Michael Evans, Mayor

ATTEST:

Susana Marin, City Secretary

UNOFFICIAL TABULATION
CITY OF MANSFIELD
GENERAL AND SPECIAL ELECTION
May 6, 2023

RACE/CANDIDATE	Tarrant County				Johnson County				Ellis County				TOTAL	
	Absentee	Early Voting	Election Day	Subtotal	Absentee	Early Voting	Election Day	Subtotal	Absentee	Early Voting	Election Day	Subtotal	VOTES	%
COUNCIL MEMBER, PLACE 6														
Todd Tonore	36	1602	656	2294	1	78	52	131	0	5	2	7	2,432	64.85%
Gary Cardinale	15	841	360	1216	2	60	34	96	1	3	2	6	1,318	35.15%
TOTAL	51	2443	1016	3510	3	138	86	227	1	8	4	13	3,750	
COUNCIL MEMBER, PLACE 7														
Larry Broseh	44	1,827	786	2,657	3	111	69	183	1	3	3	7	2,847	100.00%
TOTAL	44	1,827	786	2,657	3	111	69	183	1	3	3	7	2,847	100.00%

RACE/CANDIDATE	Tarrant County				Johnson County				Ellis County				TOTAL	
	Absentee	Early Voting	Election Day	Subtotal	Absentee	Early Voting	Election Day	Subtotal	Absentee	Early Voting	Election Day	Subtotal	VOTES	%
COUNCIL MEMBER, PLACE 3														
Brent Newsom	35	1,411	531	1977	1	69	41	111	0	6	1	7	2,095	54.71%
Scot Bowman	16	1,092	499	1607	3	73	45	121	1	2	3	6	1,734	45.29%
TOTAL	51	2503	1030	3584	4	142	86	232	1	8	4	13	3,829	

Proposition A

The Mansfield Economic Development Corporation is authorized to use previously approved collections of its sales and use tax, including all amounts already collected, for projects related to recreational or community facilities, including but not limited to, land, buildings, equipment, facilities and improvements found by the board of directors to be required or suitable for use for professional and amateur sports, including children's sports, entertainment, tourist, convention, public park purposes and events, auditoriums, amphitheatres, parks and park facilities, open space improvements, related store, restaurant, concession, automobile parking facilities, related transportation facilities, related roads, streets, water and sewer facilities, other related improvements that enhance these projects, any other projects or improvements found by the corporation's board of directors to promote new or expanded business development, and maintenance and operating costs associated with any of the above detailed projects.

VOTING OPTIONS	Tarrant County				Johnson County				Ellis County				TOTAL	
	Absentee	Early Voting	Election Day	Subtotal	Absentee	Early Voting	Election Day	Subtotal	Absentee	Early Voting	Election Day	Subtotal	VOTES	%
For	21	1602	698	2321	3	107	72	182	1	5	3	9	2,512	63.45%
Against	29	977	375	1381	1	34	25	60	0	5	1	6	1,447	36.55%
TOTAL	50	2579	1073	3702	4	141	97	242	1	10	4	15	3,959	

Proposition B

The Mansfield Economic Development Corporation is authorized to use previously approved collections of its sales and use tax, including all amounts already collected, for professional multi-sport venue related infrastructure as defined in Chapter 334.001 of the Texas Local Government Code, and maintenance and operating costs associated with the project.

VOTING OPTIONS	Tarrant County				Johnson County				Ellis County				TOTAL	
	Absentee	Early Voting	Election Day	Subtotal	Absentee	Early Voting	Election Day	Subtotal	Absentee	Early Voting	Election Day	Subtotal	VOTES	%
For	18	1355	584	1957	3	89	53	145	1	5	2	8	2,110	53.63%
Against	30	1209	484	1723	1	52	41	94	0	5	2	7	1,824	46.37%
TOTAL	48	2564	1068	3680	4	141	94	239	1	10	4	15	3,934	

Please Note: This is an Unofficial Tabulation of the Election results.



Susana Marin, TRMC
City Secretary
City of Mansfield, Texas