



# CITY OF MANSFIELD

1200 East. Broad St.  
Mansfield, TX 76063  
www.mansfield-tx.gov

## Meeting Minutes City Council

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Wednesday, September 2, 2009

8:00 AM

Council Chambers

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### SPECIAL MEETING

#### **8:00 A.M. - CALL MEETING TO ORDER**

*Mayor Cook called the meeting to order at 8:04 a.m.*

**Absent** 1 - James Rudnicki

**Present** 6 - Mike Leyman; David Cook; Greg Kunasek; Cory Hoffman; Larry Broseh and Darryl Haynes

#### **INVOCATION**

[play video](#)

*Council Member Broseh led the Invocation.*

#### **COUNCIL ANNOUNCEMENTS**

[play video](#)

*No Council announcements*

#### **STAFF COMMENTS**

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

*Director of Parks and Community Services Shelly Lanners mentioned the ALL-accessible play structure at Rose Park should be installed prior to the Pecan Festival on September 25th. Ms. Lanners stated she was attempting to arrange a date for the ribbon cutting and was looking at Tuesday, September 22nd or Wednesday, September 23rd. Ms. Lanners advised the Council they would be receiving an invitation to the ribbon cutting.*

*Ms. Lanners stated the Chamber of Commerce will be hosting their Eggs and Issues on Wednesday, September 9th, 7:30 a.m., at the Vernon Newsom Stadium and Wendy Davis will be the presenter.*

#### **OLD BUSINESS**

[play video](#)

[09-1568](#)

Ordinance - Third and Final Reading of an Ordinance Adopting a Budget for the Fiscal Year Beginning October 1, 2009 and Ending September 30, 2010

[play video](#)

*City Secretary Vicki Collins read the caption into the record.*

*Council Member Kunasek asked for Council support directing staff in the next couple of months to come up with some proposals for the future planning and use of gas well revenues. Council Member Kunasek received support from Mayor Cook and Council Member Broseh. Staff was asked to bring the information back to Council at a future date. Comments were made by Clayton W. Chandler regarding this request.*

*Mayor Cook welcomed the students and Dr. Foster from the Ben Barber Career Technology Academy who were in the audience waiting for a tour of city hall.*

*During discussion of using hotel-motel funds and General Fund monies for the sign for the Mansfield Police Department, Chief of Police Gary Fowler answered questions. Clayton W. Chandler stated for the record the monies for the sign would not be taken out of the Police Department proposed budget but would be taken out of the contingency. Director of Public Safety Bill Lane made comments during the discussion.*

**A motion was made by Council Member Leyman to approve the third and final reading of the ordinance as recommended with the hotel-motel dollars being allocated as recommended by the committee and the additional sum of \$16,795 being added to the budget for a second sign and signs would be looked at in the future to determine if any additional signs are needed. Seconded by Council Member Broseh.**

**A motion was made by Council Member Kunasek to amend the motion to remove the \$10,000 allocation to the hotel-motel association until the organization is formed. Seconded by Mayor Pro Tem Hoffman. Bill Lane and Peter K. Phillis answered questions. During discussion, Council Member Kunasek withdrew his motion to amend.**

**A motion was made by Council Member Kunasek to amend the motion to remove the requirement for the staff to purchase the second sign out of the General Fund. Seconded by Mayor Pro Tem Hoffman, the motion CARRIED with the following vote:**

**Aye: 5 - David Cook;Greg Kunasek;Darryl Haynes;Cory Hoffman;  
Larry Broseh**  
**Nay: 1 - Mike Leyman**  
**Absent: 1 - James Rudnicki**  
**Abstain: 0**

**The main motion was made by Council Member Leyman to approve the third and final reading of the following ordinance:**

**AN ORDINANCE ADOPTING A BUDGET FOR THE ENSUING FISCAL YEAR BEGINNING OCTOBER 1, 2009 AND ENDING SEPTEMBER 30, 2010, IN ACCORDANCE WITH THE CHARTER OF THE CITY OF MANSFIELD, APPROPRIATING THE VARIOUS AMOUNTS THEREOF, AND REPEALING ALL**

**ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT HEREWITH; PROVIDING FOR PUBLIC HEARINGS; PROVIDING FOR PUBLICATION OF THIS ORDINANCE AND FOR AN EFFECTIVE DATE** including the original recommendations of the hotel-motel tax subcommittee and including a \$20,000 reserve for future expenditures.

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

**Seconded by Council Member Broseh, the motion CARRIED with the following vote:**

**Aye:** 6 - Mike Leyman;David Cook;Greg Kunasek;Cory Hoffman;Larry Broseh and Darryl Haynes

**Nay:** 0

**Absent:** 1 - James Rudnicki

**Abstain:** 0

Enactment No: OR-1751-09

[09-1571](#)

Ordinance - Third and Final Reading of Ordinance Levying the Ad Valorem Taxes for Fiscal Year 2010 at a Rate of \$0.71000 per One Hundred Dollars (\$100) Assessed Valuation on all Taxable Property

[play video](#)

*Vicki Collins read the caption into the record.*

**Motion by Mayor Pro Tem Hoffman to approve the third and final reading of the following ordinance:**

**AN ORDINANCE OF THE CITY OF MANSFIELD, TEXAS, LEVYING THE AD VALOREM TAXES FOR THE FISCAL YEAR 2009 AT A RATE OF \$0.7100 PER ONE HUNDRED DOLLARS (\$100.00) ASSESSED VALUATION ON ALL TAXABLE PROPERTY WITHIN THE CORPORATE LIMITS OF THE CITY AS OF JANUARY 1, 2009, TO PROVIDE REVENUES FOR THE PAYMENT OF CURRENT EXPENDITURES AND TO PROVIDE AN INTEREST AND SINKING FUND ON ALL OUTSTANDING DEBTS OF THE CITY; THIS TAX RATE WILL RAISE LESS TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE; THE TAX RATE WILL LOWER TAXES FOR MAINTENANCE AND OPERATIONS ON A \$100,000 HOME BY APPROXIMATELY \$42.00; PROVIDING FOR DUE AND DELINQUENT DATES TOGETHER WITH PENALTIES AND INTEREST; AND DECLARING AN EFFECTIVE DATE.**

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

**Seconded by Council Member Haynes, the motion CARRIED with the following vote:**

**Aye:** 6 - Mike Leyman;David Cook;Greg Kunasek;Cory Hoffman;Larry Broseh and Darryl Haynes

**Nay:** 0

**Absent:** 1 - James Rudnicki

**Abstain:** 0

Enactment No: OR-1752-09

**RECESS INTO EXECUTIVE SESSION**

*Pursuant to Section 551.071, Texas Government Code, the Council reserves the right to convene in Executive Session(s), from time to time as deemed necessary during this meeting for any posted agenda item, to receive advice from its attorney as permitted by law.*

*Council did not recess into executive session.*

**Pending or Contemplated Litigation or to Seek the Advice of the City Attorney Pursuant to Section 551.071**

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

**Personnel Matters Pursuant to Section 551.074**

**Deliberation Regarding Negotiations of the Industrial Development Corporation of an Offer of a Financial or Other Incentives to a Business Prospect Pursuant to Section 551.087**

**RECONVENE INTO REGULAR BUSINESS SESSION**

*Not Applicable*

**TAKE ACTION NECESSARY PURSUANT TO EXECUTIVE SESSION**

*Not Applicable*

**ADJOURN**

[play video](#)

**Motion by Council Member Haynes to adjourn the meeting at 9:03 a.m.  
Seconded by Mayor Pro Tem Hoffman, the motion CARRIED with the following vote:**

**Aye:** 5 - David Cook;Greg Kunasek;Darryl Haynes;Cory Hoffman;  
Larry Broseh  
**Nay:** 1 - Mike Leyman  
**Absent:** 1 - James Rudnicki  
**Abstain:** 0

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

ATTEST:

\_\_\_\_\_ Vicki Collins, City Secretary