



**MINUTES
CITY COUNCIL
REGULAR MEETING
JANUARY 20, 2022
6:30 PM**

City Council Present: Joe Hollarn, Mayor; Rick DePriest, Place 1; Mike Kidd, Place 2; Merle Breitenstein, Place 4; Robert Fleming, Place 5; and Scott Kimble, Place 6

City Council Present by Zoom: Angela Nichols, Place 3

City Council Absent: None

City Staff Present: Mike Peacock, City Manager; Amber Bransom, Asst. City Manager; Tom Griffith, Fire Chief; David Gelsthorpe, Police Chief; Terry Welch, City Attorney; and Alice Holloway, City Secretary.

Individuals may attend the Joshua City Council meeting in person or access the meeting via videoconference or telephone conference call.

Join Zoom Meeting:

<https://us02web.zoom.us/j/86186902620?pwd=QmxmaXZaakNFSUpnQm1jT1I3T1ZOZz09>

Meeting ID: 861 8690 2620 Passcode: 469908 or dial 1-346/248-7799

A member of the public who would like to submit a question on any item listed on this agenda may do so via the following options:

- Online: An online speaker card is located on the City's website (cityofjoshuatx.us) on the Agenda/Minutes/Recordings page. Speaker cards received by 5:00 pm on or before the day of the meeting will be read during the open session by the City Secretary.
- By phone: Please call 817/558-7447 ext. 2003 by 5:00 pm on or before the day of the meeting and provide your name, address, and question. The City Secretary will read all questions in the order they are received.

A. CALL TO ORDER AND ANNOUNCE A QUORUM PRESENT

B. PLEDGE OF ALLEGIANCE

1. United States of America
2. Texas Flag

Councilmember Fleming led the pledge to the flags.

C. INVOCATION

Councilmember Kimble gave the invocation.

D. WORK SESSION

1. Review and discuss questions related to the budget report and financial statement for December 2021. (Staff Resource: M. Peacock)

No discussion regarding item D1.

2. Discuss, consider, and give direction regarding filing a grant submission application through the Federal Emergency Management Agency's Assistance to Firefighter's Grant program to purchase a prefabricated training structure and associated items needed for installation. (Staff Resource: T. Griffith)

Fire Chief Griffith ask for direction regarding filing a grant application to purchase a prefabricated training structure and associated items. Chief Griffith stated that the structure would be shared with the mutual aid partners. In addition, he stated that the grant would be \$310,000 and the city match is 5%.

Council gave direction to move forward with the filing of the application.

3. Questions regarding Regular Session agenda items.

No discussion regarding item D3.

E. PUBLIC FORUM, PRESENTATIONS, AND RECOGNITION:

The City Council invites citizens to speak on any topic. However, unless the item is specifically noted on this agenda, the City Council is required under the Texas Open Meetings Act to limit its response to responding with a statement of specific factual information, reciting the City's existing policy, or directing the person making the inquiry to visit with City Staff about the issue. Therefore, no Council deliberation is permitted. Each person will have 3 minutes to speak.

F. CONSENT AGENDA

1. Consider approval of minutes from the City Council Meeting held on December 16, 2021. (Staff Resource: A. Holloway)
2. Discuss, consider, and possible action on an Ordinance ordering a General Election to be held on Saturday, May 7, 2022, for the positions of Mayor, City Council Place 1, and City Council Place 3. (Staff Resource: A. Holloway)
3. Consider approval of a Joint Election Agreement between the City of Joshua and Joshua Independent School District authorizing the May 7, 2022, Election to be held at the same location. (Staff Resource: A. Holloway)

Councilmember Breitenstein moved to approve the Consent Agenda. Councilmember Kimble seconded the motion. The motion passed unanimously (6-0-0).

G. REGULAR AGENDA

1. Public hearing on a zoning change request regarding approximately 36.283 acres of land known as Tracts 1A & 1A2, in the T.W. Baird Survey, Abstract No. 40, County of Johnson, Texas located at 1301 S. Broadway Street to change from (C1) Restricted Commercial District to the (R1) Single Family Residential District to allow for the construction of two residential homes. (Staff Resource: A. Maldonado)
 - Staff Presentation
 - Owner's Presentation
 - Those in Favor
 - Those Against
 - Owner's Rebuttal

Mayor Hollarn opened the public hearing regarding a zoning change request regarding approximately 36.283 acres of land known as Tracts 1A & 1A2, in the T.W. Baird Survey, Abstract No. 40, County of Johnson, Texas located at 1301 S. Broadway Street to change from (C1) Restricted Commercial District to the (R1) Single Family Residential District to allow for the construction of two residential homes at 6:45 pm.

Staff Presentation:

Development Services Director Maldonado read the following statement:

The subject property has been vacant but has floodplain issues, a gas well pad site, and various easements that prevent much of the property from being developed. This property is zoned (C1) Restricted Commercial District. The proposed development of this property is to allow for the property to be platted as two lots for the construction of a residential home on each lot. This development will be required to final plat, the City has agreed that these matters may be part of the platting review process. The proposed request complies with the Future Land Use Plan. On January 03, 2022, the Planning & Zoning Commission made a recommendation to the City Council for approval.

After no more comments were made, Mayor Hollarn closed the public hearing at 6:47 pm.

2. Discuss, consider, and possible action approving an Ordinance for a zoning change regarding approximately 36.283 acres of land known as Tracts 1A & 1A2, in the T.W. Baird Survey, Abstract No. 40, County of Johnson, Texas located at 1301 S. Broadway Street to change from (C1) Restricted Commercial District to the (R1) Single Family Residential District to allow for the construction of two residential homes. (Staff Resource: A. Maldonado)

Councilmember Kimble moved to approve approving an Ordinance for a zoning change regarding approximately 36.283 acres of land known as Tracts 1A & 1A2, in the T.W. Baird Survey, Abstract No. 40, County of Johnson, Texas located at 1301 S. Broadway Street to change from (C1) Restricted Commercial District to the (R1) Single Family Residential District to allow for the construction of two residential homes. Councilmember Breitenstein seconded the motion. The motion passed unanimously (6-0-0).

3. Discuss, consider, and possible action on an Ordinance by the City Council of the City of Joshua, Texas authorizing the issuance of "City of Joshua, Texas Tax Notes, Series 2022", levying an annual ad valorem tax, within the limitations prescribed by law, for the payment of the obligations; prescribing the form, terms, conditions, and resolving other matters incident and related to the issuance, sale, and delivery of the Obligations; authorizing the execution of a payment agent/registrar agreement and a purchase and investment letter; complying with the letter of representations previously executed with the Depository Trust Company; authorizing the execution of any necessary engagement agreement with the City's financial advisors and/or bond counsel, and providing an effective date. (Staff Resource: M. Peacock)

Councilmember Kidd moved to approve an Ordinance by the City Council of the City of Joshua, Texas authorizing the issuance of "City of Joshua, Texas Tax Notes, Series 2022", levying an annual ad valorem tax. Councilmember DePriest seconded the motion. The motion passed unanimously (6-0-0).

4. Discuss, consider, and possible action regarding a request to authorize the painting of the business name on the front of the building located at 107 N. Main Street-Suite B. (Staff Resource: A. Maldonado)

Councilmember Fleming moved to approve a request to authorize the painting of the business name on the front of the building located at 107 N. Main Street-Suite B. Councilmember DePriest seconded the motion. The motion passed unanimously (6-0-0).

H. STAFF REPORT

January 2022

1. Police Department Report
2. Fire Department Report
3. Municipal Court Report
4. Public Works Report
5. Development Services Report
6. City Secretary Report

I. EXECUTIVE SESSION

The City Council of the City of Joshua will recess into Executive Session (Closed Meeting) pursuant to the provisions of chapter 551, Subchapter D, Texas Government Code, to discuss the following:

1. Pursuant to Section 551.071, consultation with the City Attorney regarding legal issues associated with agreements pursuant to Chapter 43 of the Texas Local Government Code, and all matters incident and related thereto.
2. In accordance with the Texas Government Code, Section 551.074; To deliberate regarding the appointment, employment, and evaluation of a public officer or employee.

(a) Municipal Judge

Mayor Hollarn announced that the City Council will recess into Executive Session at 7:08 pm.

J. RECONVENE INTO REGULAR SESSION

In accordance with Texas Government Code, Section 551, the City Council will reconvene into regular session and consider action, if any, on matters discussed in executive session.

Mayor Hollarn reconvened the meeting into a regular session at 8:59 pm.

K. FUTURE AGENDA ITEMS/REQUESTS BY COUNCILMEMBERS TO BE ON THE NEXT AGENDA

Councilmembers shall not comment upon, deliberate, or discuss any item that is not on the agenda. Councilmembers shall not make routine inquiries about operations or project status on an item that is not posted. However, any Councilmember may state an issue and request to place the item on a future agenda.

L. ADJOURNMENT

Mayor Hollarn adjourned the meeting at 7:59 PM.

Joe Hollarn, Mayor

ATTEST:

Alice Holloway, TRMC
City Secretary

Approved: February 17, 2022