



**MINUTES
CITY COUNCIL
REGULAR MEETING
OCTOBER 21, 2021
6:30 PM**

City Council Present: Joe Hollarn, Mayor; Rick DePriest, Place 1; Mike Kidd, Place 2; Angela Nichols, Place 3; Merle Breitenstein, Place 4; Robert Fleming, Place 5; and Scott Kimble, Place 6.

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/87479867352?pwd=Rkd6MjE4VzN1anhoUGMyVDRpWno5dz09>

Meeting ID: 874 7986 7352 Passcode: 675351 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 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 Kimble led the pledge to the flags

C. INVOCATION

Andrew Wolfenbarger, Pastor of Joshua Baptist Church gave the invocation.

D. WORK SESSION

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

Councilmember Kimble commented that he was amazed how well the budget has been handled and that all department heads needs to be commended.

2. Discuss and receive an update on the activity of paid and volunteer firefighters. (Staff Resource: T. Griffith)

Fire Chief Griffith stated that they have not lost anyone in a long time. In addition, he stated that they overall have a good group people and they are not having any issues with coverage.

3. Questions regarding Regular Session agenda items.

None

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 September 19, 2021. (Staff Resource: A. Holloway)
2. Consider approval of a resolution electing to participate in the proposed Opioid Settlements brought by the State of Texas and other jurisdictions against various pharmaceutical companies for their roles in the National Opioid crisis. (Staff Resource: M. Peacock)
3. Consider approval of an Ordinance renaming Lakeside Drive between Clubhouse Drive and Mountain Valley Blvd to Lake Front Drive and amending the official map of the City of Joshua. (Staff Resource: M. Peacock & A. Holloway)
4. Consider approval of an Ordinance amending division 7, "Electrical Code," and division 15, "Swimming Pool and Spa Code," of Article 3.02, "Technical and Construction Codes and Standards," of Chapter 3, "Building Regulations," of the Code of Ordinances by adopting the most recent editions. (Staff Resource: A. Maldonado)

Councilmember Kimble moved to approve the Consent Agenda. Councilmember Kidd seconded the motion. The motion passed unanimously.

G. REGULAR AGENDA

1. 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 General Obligation Refunding Bonds, Series 2021", 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 paying 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 Nichols moved to approve an ordinance by the City Council of the City of Joshua, Texas authorizing the issuance of "City of Joshua, Texas General Obligation Refunding Bonds, Series 2021", 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 paying 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. Councilmember Breitenstein seconded the motion. The motion passed unanimously.

2. Discuss, consider, and possible action on a reimbursement resolution establishing the intention of the City of Joshua, Texas to reimburse itself for the prior lawful expenditure of funds relating to constructing and equipping various City improvements from the proceeds of one or more series of tax-exempt obligations to be issued by the City for authorized purposes. (Staff Resource: M. Peacock)

Councilmember Breitenstein moved to approve a reimbursement resolution establishing the intention of the City of Joshua, Texas to reimburse itself for the prior lawful expenditure of funds relating to constructing and equipping various City improvements from the proceeds of one or more series of tax-exempt obligations to be issued by the City for authorized purposes. Councilmember Kidd seconded the motion. The motion passed unanimously.

3. Discuss, consider, and possible action on a reimbursement resolution establishing the intention of the City of Joshua, Texas to reimburse itself for the prior lawful expenditure of funds relating to purchasing various capital equipment from the proceeds of one or more series of tax-exempt obligations to be issued by the City for authorized purposes. (Staff Resource: M. Peacock)

Councilmember Kidd moved to approve a reimbursement resolution establishing the intention of the City of Joshua, Texas to reimburse itself for the prior lawful expenditure of funds relating to purchasing various capital equipment from the proceeds of one or more series of tax-exempt obligations to be issued by the City for authorized purposes. Councilmember Fleming seconded the motion. The motion passed unanimously.

4. Discuss, consider, and possible action on approving the apparatus proposal from the Lone Star Emergency Group for a 2021 E-One 2500 gallon tanker with typhoon chassis in the amount of \$637,665.00; authorize the city manager to execute and agree to the proposal. (Staff Resource: T. Griffith)

Councilmember Kimble moved to approve the purchase of a m apparatus from the Lone Star Emergency Group for a 2021 E-One 2500 gallon tanker with typhoon chassis in the amount of \$637,665.00; authorize the city manager to execute and agree to the proposal. Councilmember Breitenstein seconded the motion. The motion passed unanimously.

5. Discuss, consider, and possible action on a resolution amending the personnel policy. (Staff Resource: A. Bransom)

Councilmember Breitenstein moved to approve a resolution amending the personnel policy with the following changes:

- Longevity set by City Council

- Gift to be determined
- Vacation must be taken prior to using exempt time
- Executive Team-clarification listing department heads

Councilmember Kimble seconded the motion. The motion passed unanimously.

6. Discuss, consider, and possible action on accepting a Dedication Deed for the Stadium Drive Extension. (Staff Resource: M. Peacock)

Councilmember Breitenstein moved to accept a Dedication Deed for the Stadium Drive Extension with a 5 year maintenance Agreement and authorize the Mayor to execute the agreement. Councilmember Kidd seconded the motion. The motion passed. Councilmember Fleming voted against.

7. Discuss, consider, and possible action on a Development Agreement between the City of Joshua, Texas and SRE Joshua Development known as the Mockingbird Hills Addition outlining the Construction of Public Improvements and the escrow of funds for the construction or reconstruction of a portion of Caddo Road; and authorizing the City Manager to sign all necessary documents. (Staff Resource: A. Maldonado)

Councilmember Kidd moved to approve a Development Agreement between the City of Joshua, Texas and SRE Joshua Development known as the Mockingbird Hills Addition outlining the Construction of Public Improvements and the escrow of funds for the construction or reconstruction of a portion of Caddo Road; and authorizing the City Manager to sign all necessary documents. Councilmember Fleming seconded the motion. The motion passed unanimously.

H. STAFF REPORT

September 2021

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. 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.

1. Internet Infrastructure
2. Cell Phone Update

J. ADJOURNMENT

Mayor Hollarn adjourned the meeting at 8:03 PM.


Joe Hollarn, Mayor

ATTEST:

A handwritten signature in black ink, appearing to read 'Alice Holloway', written over a horizontal line.

Alice Holloway, TRMC
City Secretary

Approved: November 18, 2021