



**MINUTES
CITY COUNCIL
REGULAR MEETING
SEPTEMBER 16, 2021
6:30 PM**

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

City Council Absent: Rick DePriest, Place 1 and Robert Fleming, Place 5

City Staff Present: Mike Peacock, City Manager; Amber Bransom, Asst. City Manager; 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/89559171717?pwd=V2JLS1I0VDVTMIY2U2RIVFJMSlp6QT09>

Meeting ID: 895 5917 1717 Passcode: 677852 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 may be found on the city's website (cityofjoshuatx.us) on the Agenda/Minutes/Recordings page. Speaker cards received by 5:00 PM on the day of the meeting will be read during the meeting in the order received by the City Secretary.
- By phone: Please call 817/558-7447 ext. 2003 by 5:00 PM on the day of the meeting and provide your name, address, and question. The City Secretary will read your question in the order they are received.

A. CALL TO ORDER AND ANNOUNCE A QUORUM PRESENT

Mayor Hollarn announced a quorum present and called the meeting to order at 6:30 PM.

B. PLEDGE OF ALLEGIANCE

1. United States of America
2. Texas Flag

Councilmember Kidd led the Pledge to the flags.

C. INVOCATION

Isaac Heath, pastor of Joshua Seventh-day Adventist Church, led the invocation.

D. WORK SESSION

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

No discussion on this item (D1)

2. Questions regarding Regular Session agenda items.

No discussion on this item (D2)

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.

- Mayor Hollarn read out loud and presented a proclamation proclaiming the week of September 20, 2021 as Constitution Week to members of the Daughters of the American Revolution.
- Police Chief Gelsthorpe introduced newly appointed Captain Scott Peters.

F. CONSENT AGENDA

Councilmember Kimble requested the Consent Agenda be separated.

1. Consider approval of minutes from the City Council Meeting held on August 19, 2021. (Staff Resource: A. Holloway)

City Secretary Holloway stated that she needs to make a correction to the minutes by showing Councilmember Breitenstein present.

Councilmember Kimble moved to approve the meeting minutes of July 15, 2021 with correction. Councilmember Kidd seconded the motion. The motion passed unanimously.

2. Consider approval of a Memorandum of Understanding between the City of Joshua and the Joshua Independent School District outlining services provided and responsibilities of the Joshua Police Department and the Joshua Independent School District; and authorizing the City Manager and Chief of Police to sign. (Staff Resource: D. Gelsthorpe)

Councilmember Breitenstein moved to approve a Memorandum of Understanding between the City of Joshua and the Joshua Independent School District outlining services provided and responsibilities of the Joshua Police Department and the Joshua Independent School District; and authorizing the City Manager and Chief of Police to sign. Councilmember Nichols seconded the motion. The motion passed unanimously.

3. Consider approval of Interlocal Cooperation Agreements with Johnson County for dispatching services for the Joshua Police Department and Joshua Fire Department. (Staff Resource: D. Gelsthorpe and T. Griffith)

Councilmember Kimble moved to approve Interlocal Cooperation Agreements with Johnson County for dispatching services for the Joshua Police Department and Joshua Fire Department. Councilmember Breitenstein seconded the motion. The motion passed unanimously.

4. Consider approval of an Interlocal Cooperation Agreement with Johnson County for housing City's Class "C" Misdemeanor Prisoners. (Staff Resource: D. Gelsthorpe)

Councilmember Kidd moved to approve an Interlocal Cooperation Agreement with Johnson County for housing City's Class "C" Misdemeanor Prisoners. Councilmember Breitenstein seconded the motion. The motion passed unanimously.

G. REGULAR AGENDA

1. Public Hearing on the proposed budget for the fiscal year beginning October 1, 2021 and ending September 30, 2022. (Staff Resource: M. Peacock)
 - Staff Presentation
 - Those in Favor
 - Those Against
 - Staff Rebuttal

Mayor Hollarn opened the public hearing on the proposed budget for the fiscal year beginning October 1, 2021 and ending September 30, 2022 at 6:42 pm.

City Manager Peacock stated that with the help of staff, the budget is balanced without the use of reserve funds and was able to lower the tax rate.

No comments were made by the general public. Mayor Hollarn closed the public hearing at 6:43 pm.

2. Discuss, consider, and possible action on an Ordinance approving the Annual Budget for the fiscal year beginning October 1, 2021, and ending September 30, 2022. (Staff Resource: M. Peacock)

Councilmember Breitenstein moved to approve an Ordinance approving the Annual Budget for the fiscal year beginning October 1, 2021, and ending September 30, 2022. Councilmember Nichols seconded the motion. The motion passed unanimously.

3. Discuss, consider, and possible action on an Ordinance adopting the City of Joshua 2021 Property Tax Rate. (Staff Resource: M. Peacock)

Councilmember Kimble moved to approve an Ordinance adopting the City of Joshua 2021 Property Tax Rate of \$0.711493. Councilmember Breitenstein seconded the motion. The motion passed unanimously.

4. Discuss, consider, and possible action on an Ordinance amending Chapter 2 of the Joshua Code of Ordinances regarding the keeping of animals within the City of Joshua. (Staff Resource: ACB President M. Kidd)

Councilmember Kidd moved to approve an Ordinance amending Chapter 2 of the Joshua Code of Ordinances regarding the keeping of animals within the City of Joshua. Councilmember Kimble seconded the motion. The motion passed unanimously.

5. Discuss, consider, and possible action on an Ordinance amending the Code of Ordinance regarding Garage Sales to make the permitting process more convenient on citizens to obtain. (Staff Resource: A. Holloway)

Councilmember Kimble moved to approve an Ordinance amending the Code of Ordinance regarding Garage Sales to make the permitting process more convenient on citizens to obtain. Councilmember Breitenstein seconded the motion. The motion passed unanimously.

6. Discuss, consider, and possible action on a proposal from Callahan & Freeman Architects for a Facility Feasibility Study. (Staff Resource: M. Peacock)

Councilmember Kidd moved to approve proposal from Callahan & Freeman Architects for a Facility Feasibility Study in the amount of \$36,000. Councilmember Nichols seconded the motion. The motion passed unanimously.

7. Consider approval of a contract with Johnson County ESD #1 for providing Fire Extinguishment and Emergency Services. (Staff Resource: T. Griffith)

Councilmember Breitenstein moved to approve a contract with Johnson County ESD #1 for providing Fire Extinguishment and Emergency Services. Councilmember Kidd seconded the motion. The motion passed unanimously.

8. Discuss, consider, and possible action on Board Appointments. (Staff Resource: A. Holloway)

City Secretary Holloway presented the following applications for possible appointment:

Planning & Zoning - 2 year terms

Seat 3: Jerry Moore
Seat 4: Richard Connally
Seat 5: Brent Gibson
Alternate 1: Julian Torrez

Zoning Board of Adjustment- 2 year terms

Seat 1: Doug Taylor
Seat 3:
Seat 5: Jeremy Morris

Type "A" EDC- 2 year terms

Seat 1: David Morgan
Seat 3: Johnny Waldrip
Seat 5: Esley Henderson
Seat 7: Aleshia Hayes

Type "B" EDC- 2 year terms

Seat 1: Glen Walden
Seat 3: Bill Funderburk
Seat 5: Nicholas Larson
Seat 7: Courtney Hewett

Library Board-3 year terms

Seat 3: Palmer Byerley

Animal Control Advisory-2 year terms

Seat 4: Kit Hall

Councilmember Breitenstein moved to appoint Board Members as presented. Councilmember Nichols seconded the motion. The motion passed unanimously.

H. STAFF REPORT

August 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. 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 551.072 of the Texas Government Code to discuss or deliberate the purchase, exchange, lease, or value of real property.

Mayor Hollarn announced that the City Council will recess into Executive Session at 7:07 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 the executive session.

Mayor Hollarn reconvened the meeting into a regular session at 8:17 pm.

Councilmember Nichols moved to authorize the city manager to execute a real estate purchase contract for property located at Cedar Crest, SH 174, and Ramada Avenue and to take all other actions incident and related thereto. Councilmember Kimble seconded the motion. The motion passed unanimously.

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 8:19 PM.


Joe Hollarn, Mayor

ATTEST:


Alice Holloway, TRMC
City Secretary

Approved: October 21, 2021