



**MINUTES
CITY COUNCIL
REGULAR MEETING
FEBRUARY 23, 2021
6:30 PM**

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

City Council Absent: NA

City Staff Present: Mike Peacock, City Manager; Jeremy Page, 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/82525420132?pwd=MzZmVXdjY1BVVkcYRklZLy9XSWNMdz09>

Meeting ID: 825 2542 0132 **Passcode:** 478706 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 will be read during the meeting in the order received by the City Secretary.
- By phone: Please call 817/558-7447 ext. 2003 and provide your name, address, and question. Your question will be read by the City Secretary 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 Purdom led the Pledge of Allegiance.

C. INVOCATION

Councilmember Kimble gave the invocation.

D. WORK SESSION

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

City Manager Peacock presented the budget report and financial statement for January 2021. There were no comments from the council.

2. Discussion regarding the set speed limit for Clubhouse Drive.
3. Discuss and receive update regarding the February 2021 disaster regarding the Snow Storm, Power Outage, Water Shortage, and Waste Collection.

City Manager Peacock gave a brief update regarding the recent storm. Mr. Peacock stated that staff is working on a few concerns.

City Manager Peacock stated that he has met with the fire department, public works, and police department and started the discussion on what was the city's strengths and weaknesses. Mr. Peacock stated that we did not open up warming stations because of COVID and rolling blackouts.

Mayor Hollarn stated that the City of Burleson offered assistance wherever we needed it.

Councilmember Kidd stated that the City needs to come up with procedures for different issues. Councilmember Kimble stated that the procedures need to have a plan for fuel.

Councilmember Fleming asked if we activated the EOC. City Manager Peacock stated no.

City Manager Peacock stated that the procedures will be presented to the City Council once completed.

4. Questions regarding Regular Session agenda items.

NA

E. PUBLIC FORUM, PRESENTATIONS AND RECOGNATION:

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. No Council deliberation is permitted. Each person will have 3 minutes to speak.

1. Proclamation expressing appreciation to Carla Bonham for her 19-year career with the City of Joshua.

Mayor Hollarn stated that Carla Bonham has changed her mind and will remain an employee with the City of Joshua.

F. CONSENT AGENDA

1. Consider approval of minutes from the City Council Meeting held on January 21, 2021. (Staff Resource: A. Holloway)
2. Consider acceptance of the 2020 Racial Profiling Report submitted by the Chief of Police. (Staff Resource: S. Short)

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

G. REGULAR AGENDA

1. Discuss, consider, and possible action on Ordinance abandoning and vacating certain prescriptive alleyway as reflected on the February 11, 1914, plat of Redeker's Addition to Joshua. (Staff Resource: M. Peacock)

Councilmember Fleming moved to approve an Ordinance abandoning and vacating certain prescriptive alleyway as reflected on the February 11, 1914, plat of Redeker's Addition to Joshua. Councilmember Kidd seconded the motion. The motion passed unanimously.

2. Discuss, consider, and possible action on an Ordinance repealing existing Article 3.03, "Substandard and Dangerous Buildings," of Chapter 3, Building Regulations," of the Code of Ordinances and replacing it with a new article 3.03, "Substandard and Dangerous Building". (Staff Resource: M. Peacock)

Councilmember Purdom moved to approve an Ordinance repealing existing Article 3.03, "Substandard and Dangerous Buildings," of Chapter 3, Building Regulations," of the Code of Ordinances and replacing it with a new article 3.03, "Substandard and Dangerous Building". Councilmember Kimble seconded the motion. The motion passed. Councilmember Fleming and DePriest voted against.

3. Discuss, consider, and possible action on an Ordinance changing the name of a public road or street in the City of Joshua from Mountaineer Road to Plum Street. (Staff Resource: M. Peacock)

Councilmember Kidd moved to approve an Ordinance changing the name of a public road or street in the City of Joshua from Mountaineer Road to Plum Street. Councilmember Kimble seconded the motion. The motion passed unanimously.

4. Discuss, consider, and possible action on an Ordinance amending Article A7.007, "Alcoholic Beverage Permit Fees" of Appendix A, "Fee Schedule" to the City's Code of Ordinances and replace it with a new Article A7.000, "Alcoholic Beverage Permit Fees to bring in compliance with state law. (Staff Resource: A. Holloway)

Councilmember Fleming moved to approve an Ordinance amending Article A7.007, "Alcoholic Beverage Permit Fees" of Appendix A, "Fee Schedule" to the City's Code of Ordinances and replace it with a new Article A7.000, "Alcoholic Beverage Permit Fees to bring in compliance with state law. Councilmember Kidd seconded the motion. The motion passed unanimously.

5. Discuss, consider, and possible action to approve the sale of certain real property acquired at a delinquent tax foreclosure sale; Cause No. T201500028, Lots 1, 2 & 3, Block 16, Original Town Joshua. (Staff Resource: A. Holloway)

Councilmember Kidd moved to approve the sale of certain real property acquired at a delinquent tax foreclosure sale; Cause No. T201500028, Lots 1, 2 & 3, Block 16, Original Town Joshua. Councilmember Nichols seconded the motion. The motion passed unanimously.

6. Discuss, consider, and possible action on a resolution requesting the Johnson County Constable to sell property to the highest bidder to satisfy delinquent taxes owed to the City of Joshua, Joshua ISD, Hill College, and Johnson County; Cause No. T201400364, 1.35 Acres, J Minett Survey, Abstract 547. (Staff Resource: A. Holloway)

Councilmember Purdom moved to approve a resolution requesting the Johnson County Constable to sell property to the highest bidder to satisfy delinquent taxes owed to the City of Joshua, Joshua ISD, Hill College, and Johnson County; Cause No. T201400364, 1.35 Acres, J Minett Survey, Abstract 547. Councilmember DePriest seconded the motion. The motion passed unanimously.

7. Discuss, consider, and possible action on a resolution expressing support of House Bill 1030 in the regular session of the 87th Legislature regarding alternative public notice provisions.

Councilmember Kidd moved to approve a resolution expressing support of House Bill 1030 in the regular session of the 87th Legislature regarding alternative public notice provisions. Councilmember Kimble seconded the motion. The motion passed unanimously.

8. Discuss, consider, and possible action on a resolution expressing support of Senate Bill 131 in the regular session of the 87th Legislature regarding future election dates.

Councilmember Purdom moved to approve a resolution expressing support of Senate Bill 131 in the regular session of the 87th Legislature regarding future election dates. Councilmember DePriest seconded the motion. The motion passed unanimously.

9. Discuss, re-consider, and possible action on a Gas Well Setback Waiver Packet and Application filed by Scott Sandlin on October 28, 2019. (Staff Resource: M. Peacock)

Councilmember Purdom moved to approve a Gas Well Setback Waiver request and application filed by Scott Sandlin on October 28, 2019. Councilmember Nichols seconded the motion. The motion passed unanimously.

10. Discuss, consider, and possible action on award of bid for the SH 174 Deceleration, Acceleration and Left Turn Lanes for the purpose of furnishing all plants, labor, materials and equipment and the performance of all work required in the construction.

Councilmember Kidd moved to award bid and give notice to proceed for the SH 174 Deceleration, Acceleration and Left Turn Lanes for the purpose of furnishing all plants, labor, materials and equipment and the performance of all work required in the construction to Texas Materials Group, dba Texas Bit. Councilmember Kimble seconded the motion. The motion passed unanimously.

11. Discuss, consider, and possible action on board appointments.

Councilmember Fleming moved to appoint Kristoffer Maddox to the Heritage Preservation Committee. Councilmember DePriest seconded the motion. The motion passed unanimously.

H. STAFF REPORT

January 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

Mayor Hollarn announced there will be no executive session.

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. In 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.

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.

K. FUTURE AGENDA ITEMS/REQUESTS BY COUNCILMEMBERS TO BE ON 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. Any Councilmember may, however, state an issue and a request that this issue be placed on a future agenda.

- 1) Meetings opened up to the public.

L. ADJOURNMENT

Mayor Hollarn adjourned the meeting at 7:41 pm.

Joe Hollarn, Mayor

ATTEST:

Alice Holloway, TRMC
City Secretary

Approved: March 18, 2021