



**MINUTES
CITY COUNCIL REGULAR MEETING
COUNCIL CHAMBERS
JUNE 15, 2023
6:30 PM**

PRESENT

Mayor Scott Kimble
Councilmember Johnny Waldrip
Councilmember Mike Kidd
Councilmember Merle Breitenstein
Councilmember Dakota Marshall
Councilmember Shelly Anderson

STAFF

City Manager Mike Peacock
City Secretary Alice Holloway
City Attorney Terry Welch
Dev. Services Dir. Aaron Maldonado
Asst. City Manager Amber Bransom

ABSENT

Councilmember Angela Nichols

The Joshua City Council held a Work Session at 6:30 pm. A Regular Meeting will be held immediately following the Work Session in the Council Chambers at the Joshua City Hall, located at 101 S. Main St., Joshua, Texas, on June 15, 2023. This meeting is subject to the open meeting laws of the State of Texas.

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

Join Zoom Meeting:

<https://us02web.zoom.us/j/83220526716?pwd=YSs0UTFiNno5TzVnRyt6eTnLYVdndz09>
Meeting ID: 832 2052 6716 Passcode: 569366 or dial 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

Mayor Kimble called the meeting to order at 6:30 pm.

B. PLEDGE OF ALLEGIANCE

1. United States of America
2. Texas Flag

Councilmember Waldrip led the Pledge of Allegiance.

C. INVOCATION

Councilmember Kidd gave the invocation.

D. WORK SESSION

1. Discuss and receive updates on IT Infrastructure including broadband Connectivity. (Staff Resource: M. Peacock)

Asst. City Manager Bransom gave a brief update regarding the IT Infrastructure.

2. Review and discuss questions related to the budget report and financial statement for May 2023. (Staff Resource: M. Peacock)

City Manager Peacock introduced Marcie Freelen, the new Finance Director.

E. UPDATES FROM MAYOR AND COUNCIL MEMBERS, UPDATES FROM CITY STAFF MEMBERS:

Pursuant to Texas Government Code Section 551.0415, the Mayor and Members of the City Council may report on the following items of community interest, including (1) expressions of thanks, congratulations, or condolences; (2) information about holiday schedules, (3) recognition of individuals; (4) reminders about upcoming City Council events; (5) information about community events; and (6) announcements involving any imminent threat to public health and safety. Staff Updates will address operational issues in various City departments. No deliberation is authorized under the Texas Open Meetings Act.

Mayor Kimble stated that the city held a nice memorial ceremony on Memorial Day and added two new bricks.

Asst. City Manager Bransom stated that the movies in the park went well. Mayor Kimble asked how many citizens were in attendance. Asst. City Manager Bransom answered 50 to 75 attendees.

F. PUBLIC FORUM, PRESENTATION, 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.

NA

G. CONSENT AGENDA

1. Discuss, consider, and possible action on the minutes from the May 18, 2023, Regular City Council Meeting. (Staff Resource: A. Holloway)
2. Discuss, consider, and possible action on an Ordinance to correct a scrivener's error contained in City of Joshua Ordinance no. 849.2022. (Staff Resource: A. Holloway)
3. Discuss, consider, and possible action on development agreements and authorize the City Manager to sign all necessary documents. (Staff Resource: A. Holloway)

Motion made by Councilmember Waldrip to approve the Consent Agenda. Seconded by Councilmember Breitenstein.

Voting Yea: Mayor Kimble, Councilmember Waldrip, Councilmember Kidd, Councilmember Breitenstein, Councilmember Marshall, Councilmember Anderson

H. REGULAR AGENDA

1. Public hearing on a request for a zoning change regarding approximately 1.594 acres of land in the H. G. Cason Survey, Abstract No. 156, County of Johnson, Texas, located at 131 Oak Hill Dr., to change from (MH) HUD Code Manufactured Home District to the (R2) Two Family Residential District to allow for the construction of a duplex. (Staff Resource: A. Maldonado)

- Staff Presentation
- Owner's Presentation
- Those in Favor
- Those Against
- Owner's Rebuttal

Mayor Kimble opened the public hearing at 6:55 pm.

Development Services Director Maldonado read the following statement:

The current property is undeveloped and has never been platted. The property will be required to Final Plat. This property is zoned (MH) HUD Code Manufactured Home District. The proposed development of this property is to allow for the construction of a duplex.

Mayor Kimble closed the public hearing at 6:56 pm.

2. Discuss, consider, and possible action on a request for a zoning change by ordinance regarding approximately 1.594 acres of land in the H. G. Cason Survey, Abstract No. 156, County of Johnson, Texas, located at 131 Oak Hill Dr., to change from (MH) HUD Code Manufactured Home District to the (R2) Two Family Residential District to allow for the construction of a duplex. (Staff Resource: A. Maldonado)

Motion made by Councilmember Kidd to approve an Ordinance authorizing the zoning change regarding approximately 1.594 acres of land in the H. G. Cason Survey, Abstract No. 156, County of Johnson, Texas, located at 131 Oak Hill Dr., to change from (MH) HUD Code Manufactured Home District to the (R2) Seconded by Councilmember Breitenstein.

Voting Yea: Mayor Kimble, Councilmember Waldrip, Councilmember Kidd, Councilmember Breitenstein, Councilmember Marshall, Councilmember Anderson

3. Discuss, consider, and possible action on an Ordinance amending the Homestead Exemption Rate. (Staff Resource: M. Peacock)

Motion made by Councilmember Anderson to approve an Ordinance increasing the homestead exception. Seconded by Councilmember Marshall.

Voting Yea: Mayor Kimble, Councilmember Waldrip, Councilmember Kidd, Councilmember Breitenstein, Councilmember Marshall, Councilmember Anderson

4. Discuss, consider, and possible action on board appointments. (Staff Resource: A. Holloway)

Motion made by Councilmember Breitenstein to appoint Jenna Thomas to the Heritage Preservation Committee. Seconded by Councilmember Anderson.

Voting Yea: Councilmember Waldrip, Councilmember Kidd, Councilmember Breitenstein, Councilmember Marshall, Councilmember Anderson. Voting Nay: Mayor Kimble

5. Discuss, consider, and possible action on contracting with a professional planner. (Staff Resource: M. Peacock)

Motion made by Councilmember Kidd to approve contracting with a professional planner. Seconded by Councilmember Waldrip.

Voting Yea: Mayor Kimble, Councilmember Waldrip, Councilmember Kidd, Councilmember Breitenstein, Councilmember Marshall, Councilmember Anderson

I. STAFF REPORT

1. Police Department
2. Fire Department
3. Municipal Court
4. Parks & Recreation
5. Public Works
6. Development Services
7. Animal Services
8. City Secretary's Office

J. 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 of the Texas Government Code: Consultation with the City Attorney regarding possible litigation related to code enforcement issues, and all matters incident and related thereto.

Mayor Kimble announced the City Council will recess into Executive Session at 7:13 p.m.

K. 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 Kimble reconvened into regular session at 7:50 p.m.

Motion made by Councilmember Anderson to authorize the City Attorney to undertake immediate enforcement actions for golf course property located in the City of Joshua and all matters incident and related thereto, including retaining services for mowing and property cleanup. Seconded by Councilmember Breitenstein.

Voting Yea: Mayor Kimble, Councilmember Waldrip, Councilmember Kidd, Councilmember Breitenstein, Councilmember Marshall, Councilmember Anderson

L. FUTURE AGENDA ITEMS/REQUESTS BY COUNCIL MEMBERS 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.

The following items were requested to be on the next agenda:

- Pathway update
Update on bond committee
- Waste management contract update

M. ADJOURNMENT

Mayor Kimble adjourned the meeting at 7:51 p.m.

Scott Kimble, Mayor

Alice Holloway, City Secretary
Approved: July 20, 2023