



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

The Joshua City Council held a Work Session at 6:30 pm. A Regular Meeting was held immediately following the Work Session in the Council Chambers at the Joshua City Hall, located at 101 S. Main St., Joshua, Texas, on October 20, 2022. This meeting was subject to the open meeting laws of the State of Texas.

**PRESENT**

Mayor Scott Kimble  
Councilmember Johnny Waldrip  
Councilmember Mike Kidd  
Councilmember Merle Breitenstein  
Councilmember Robert Fleming  
Councilmember Shelly Anderson

**STAFF**

City Manager Mike Peacock  
City Secretary Alice Holloway (Zoom)  
Asst. City Manager Amber Bransom  
City Attorney Terry Welch

**ABSENT**

Councilmember Angela Nichols

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/82427350757?pwd=Z3FaZVpMY2loWlYrYTFFcDlCUWJudz09>  
Meeting ID: 82427350757 Passcode: 841031 or dial 3462487799

**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](http://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 Scott Kimble announced a quorum 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 flags.

**C. INVOCATION**

Mayor Kimble led the Invocation.

#### **D. WORK SESSION**

1. Review and discuss questions related to the budget report and financial statement for September 2022. (Staff Resource: M. Peacock)

City Manager Peacock stated that staff is still working on the end-of-the-year budget and is cleaning up some of the fields. In addition, he noted that the City is in good financial shape.

2. Update on past due Solid Waste Services Accounts while changing billing procedures. (Staff Resource: M. Peacock)

City Manager Peacock stated that staff has started focusing on past-due solid waste accounts, and over \$8,000 has been collected. In addition, he noted that these accounts had been turned over to Waste Connections, and they are not picking up at the addresses until the past due balances are paid.

3. Discussion on the request to place a digital billboard sign on city-owned property located at 325 N. Broadway St. (Staff Resource: M. Peacock)

City Manager Peacock stated that Billy Tolson approached the City to place a billboard sign. He said it would be a good place on the property that the City recently purchased for a new municipal building.

Mr. Tolson stated that he is proposing a partnership with the City. He noted that the city would have access to the digital sign and be able to post items for the City to communicate with the citizens.

Mr. Tolson stated that he is looking to open fourteen other future locations.

City Manager Peacock asked who would regulate the content. Mr. Tolson stated that his company would.

Councilmember Anderson asked if anyone had spoken to the chamber regarding the sign. EDC Director Martin said she talked to the chamber president and is excited about this opportunity.

City Attorney will review the agreement and report back to the city council.

4. Discussion on the request for assistance from JCSUD regarding the placement of the main waterline from North Main to Joshua Station. (Staff Resource: M. Peacock)

This item was moved to the end of the Regular Agenda. See minutes below.

#### **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.*

#### **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 meeting minutes of September 15, 2022. (Staff Resource: A. Holloway)

Motion made by Councilmember Breitenstein to approve the meeting minutes of September 15, 2022, and seconded by Councilmember Kidd.

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

#### **H. REGULAR AGENDA**

1. Discuss, consider, and possible action on approving an Ordinance increasing the speed limit on East Fourteenth Street, between State Highway 174/Broadway and South Main Street, from 20 mph to 30 mph. (Staff Resource: A. Bransom)

Motion made by Councilmember Breitenstein to approve an Ordinance increasing the speed limit on East Fourteenth Street and seconded by Councilmember Fleming.

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

2. Discuss, consider, and possible action on the addition of an Ordinance for No Thru Truck Zones. (Staff Resource: A. Bransom)

City Attorney Welch requested that this item be discussed but not approved. Councilmember Kidd would like to see any citizen complaints on file. Councilmember Breitenstein stated that the City must do things to protect our roads. Councilmember Kidd thinks this action is unnecessary. Councilmember Kidd said he wants to see a plan before moving forward. City Attorney Welch was directed to work on the Ordinance and bring it back for consideration.

3. Discuss, consider, and possible action on an Ordinance amending Chapter 2 Animal Control, Article 2.01, General Provisions; Article 2.02 Impoundment; Article 2.03 Rabies and Zoonosis Control; Article 2.05 Other Animals; and Article A3.000 Animal control Fees. (Staff Resource: A. Bransom)

Motion made by Councilmember Kidd to approve an Ordinance amending Chapter 2 Animal Control, Article 2.01, General Provisions; Article 2.02 Impoundment; Article 2.03 Rabies and Zoonosis Control; Article 2.05 Other Animals; and Article A3.000 Animal control Fees. Councilmember Waldrip seconded it.

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

4. Discuss, consider, and possible action on a resolution authorizing and approving the Joshua Type A Economic Development Corporation to execute a real estate contract and any and all documents necessary to purchase an approximate 3.73 acre tract of land located behind Brookshire's Grocery at Joshua Station; and providing for an effective date. (Staff Resource: M. Peacock)

EDC Director Martin stated that staff has been working on a project regarding a 30,000 sq. ft. building for a museum.

Mayor Kimble asked if we have a letter of intent that confirms the project is going to happen. EDC Director Martin stated that the letter is coming.

Mayor Kimble asked what the total amount of the property was. EDC Director Martin stated \$1,393,461.

Motion made by Councilmember Kidd to approve a resolution authorizing and approving the Joshua Type A Economic Development Corporation to execute a real estate contract and any and all documents necessary to purchase an approximate 3.73-acre tract of land located behind Brookshire's Grocery at Joshua Station and seconded by Councilmember Waldrup.

Voting Yea: Mayor Kimble, Councilmember Waldrup, Councilmember Kidd, Councilmember Breitenstein, Councilmember Fleming, Councilmember Anderson

5. Discuss, consider, and possible action on the resolution approving the submission of the grant application for the ALERRT Instructors to Provide Ongoing Area Training Project. (Staff Resource: D. Gelsthorpe)

Motion made by Councilmember Fleming to approve a resolution approving the submission of the grant application for the ALERRT Instructors to Provide Ongoing Area Training Project, Seconded by Councilmember Kidd.

Voting Yea: Mayor Kimble, Councilmember Waldrup, Councilmember Kidd, Councilmember Breitenstein, Councilmember Fleming, Councilmember Anderson

6. Discuss, consider, and possible action on the annual Johnson County Interlocal Cooperation Agreement for Dispatch Service for Budget Year 2022-23. (Staff Resource: D. Gelsthorpe)

Motion made by Councilmember Anderson to approve the Johnson County Interlocal Cooperation Agreement for Dispatch Service for Budget Year 2022-23 and seconded by Councilmember Breitenstein.

Voting Yea: Mayor Kimble, Councilmember Waldrup, Councilmember Kidd, Councilmember Breitenstein, Councilmember Fleming, Councilmember Anderson

7. Discuss, consider, and possible action on a resolution for a Bank Depository Policy. (Staff Resource: M. Peacock)

Motion made by Councilmember Waldrup to approve a resolution adopting a Bank Depository Policy and seconded by Councilmember Breitenstein.

Voting Yea: Mayor Kimble, Councilmember Waldrup, Councilmember Kidd, Councilmember Breitenstein, Councilmember Fleming, Councilmember Anderson

8. Discuss, consider, and possible action on a resolution adopting an Investment Policy. (Staff Resource: M. Peacock)

Motion made by Councilmember Kidd, Seconded by Councilmember Waldrup, to approve a resolution adopting an Investment Policy.

Voting Yea: Mayor Kimble, Councilmember Waldrup, Councilmember Kidd, Councilmember Breitenstein, Councilmember Fleming, Councilmember Anderson

9. Discuss, consider, and possible action of adopting a Fund Balance Policy. (Staff Resource: M. Peacock)

Motion made by Councilmember Kidd to adopt the proposed Fund Balance Policy, Seconded by Councilmember Breitenstein.

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

10. Discuss, consider, and possible action on development agreements between the City of Joshua and property owners of parcels located on Cr 705, Cr 805, Wilson St, Ranch Rd, and Red Bird Ln; authorize the city manager to execute all necessary documents. (Staff Resources: A. Holloway & M. Peacock)

Motion made by Councilmember Breitenstein to approve development agreements between the City of Joshua and property owners of parcels located on Cr 705, Cr 805, Wilson St, Ranch Rd, and Red Bird Ln and seconded by Councilmember Waldrip.

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

#### Work Session Item 4

This item was moved to the end of the Regular Agenda from the Work Session (Item 4).

4. Discussion on the request for assistance from JCSUD regarding the placement of the main waterline from North Main to Joshua Station. (Staff Resource: M. Peacock)

Mayor Kimble announced that City Council would convene into Executive Session at 8:29 pm as authorized by the Texas Open Meetings Act, Texas Government Code, Chapter 551, including 551.071, to seek legal consultation with the City Attorney.

In accordance with Texas Government Code, Section 551, the City Council reconvened into regular session at 9:12 pm, and no action was taken.

#### **I. STAFF REPORT- SEPTEMBER 2022**

1. Police Department
2. Fire Department
3. Municipal Court
4. Parks Department
5. Development Services Department
6. Utility Department
7. Public Works
8. City Secretary

#### **J. 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.*

- Tree Preservation Ordinance
- Pricing from Waste Management
- Monthly Report regarding Broadband

#### **K. ADJOURNMENT**

Mayor Kimble adjourned the meeting at 9:12 pm.

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Scott Kimble, Mayor

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Alice Holloway, TRMC, MMC  
City Secretary

Approved: November 17, 2022