



**MINUTES
CITY COUNCIL REGULAR MEETING
COUNCIL CHAMBERS
MARCH 21, 2024
6:30 PM**

PRESENT

Mayor Scott Kimble
Councilmember Johnny Waldrip
Councilmember Mike Kidd
Councilmember Angela Nichols
Councilmember Merle Breitenstein
Councilmember Shelly Anderson

STAFF PRESENT

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

ABSENT

Councilmember Dakota Marshall

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 Joshua City Hall, located at 101 S. Main St., Joshua, Texas. 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/84698264609?pwd=aWtaVXNyZVFQUjEzNTgyMnZPKy85UT09>

Meeting ID: 840 6290 6348 Passcode: 892262

A. CALL TO ORDER AND ANNOUNCE A QUORUM PRESENT

Mayor Kimble announced a quorum and called the meeting to order at 6:30 p.m.

B. PLEDGE OF ALLEGIANCE

1. United States of America
2. Texas Flag

Councilmember Anderson led the Pledge to the Flags.

C. INVOCATION

Invocation led by Chris Copeland, pastor of True-Life Church.

D. WORK SESSION

1. Review and discuss questions related to the budget report and financial statement for February 2024. (Staff Resource: M. Peacock)

City Manager Mike Peacock reported that the City is at forty-one percent in the budget and that all negative numbers will go away if the amendment is approved tonight.

2. Discuss and receive board updates.

Councilmember Anderson gave an update regarding the Type A EDC Meeting. She stated that \$18,000 was approved to give to the Joshua Area Chamber as budgeted.

City Secretary Holloway and City Manager Peacock gave an update regarding the Type B EDC Meeting.

City Secretary Holloway stated that the equipment is going up a little slow due to all the rain.

City Manager Peacock stated that the Park Manager was going to give an update this month, but he was in class all last week and could not add it to the agenda on time.

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.

NA

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.

1. Presentation from Perdue, Brandon, Fielder, Collins & Mott LLP regarding an update on collections for the City.

1. Mike Cloward stated that there is a water problem. He stated that he has talked to several people and it is not getting any better. In addition, he stated the water being sent to the pond in Joshua Meadows is flooding the neighbor's property. Mr. Cloward stated that the city has destroyed their dreams.

2. Dennis Spaulding stated that the water runoff is going through five properties. He stated that Mr. Hoeg has been here for over 60 years, and part of his pasture, along with the others, is underwater. In addition, he stated that this property is causing a lot of issues, including physical and mental stress on the property owners. They need the council's help.

3. Mark Galosh stated that he had several issues with the current sign ordinance. He stated that the rules are confusing and as a small business owner, he relies on temporary signage, which is vital to businesses.

Alison Callison and Melissa Pace, representatives of Perdue, Brandon, Fielder, Collins & Mott LLP, gave an update regarding delinquent property taxes and court collection.

G. CONSENT AGENDA

1. Discuss, consider, and possible action on the meeting minutes of February 15, 2024, and March 07, 2024.

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

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

H. REGULAR AGENDA

1. Discuss, consider, and possible action on an Ordinance declaring unopposed candidates for Council Member Place 4 and Council Member Place 6 Elected to Office and canceling the May 4, 2024, General Election. (Staff Resource: A. Holloway)

Motion made by Councilmember Nichols to approve an Ordinance declaring unopposed candidates for Council Member Place 4 and Council Member Place 6 Elected to Office and canceling the May 4, 2024, General Election. Seconded by Councilmember Kidd.

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

2. Discuss, consider, and possible Action on an Ordinance amending the FY 2024 Budget. (Mike Peacock)

Motion made by Councilmember Anderson to approve an Ordinance amending the FY 2024 Budget. Seconded by Councilmember Breitenstein.

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

3. Discuss, consider, and possible action on ratifying the CDBG 2023 grant application for the reconstruction of Thomas Street. (Staff Resource: A. Bransom)

Motion made by Councilmember Nichols approved to ratify the signature on the agreement. Seconded by Councilmember Anderson.

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

4. Receive an update on ARPA Funds expenses and remaining balance. (Staff Resource: M. Peacock)

City Manager Peacock briefed the City Council on the ARPA Funds Expenses and remaining balance. He stated that the unallocated balance after the budget amendment will be \$142,885.

I. STAFF REPORT

1. Police Department
2. Fire Department
3. Municipal Court
4. Development Services
5. Public Works
6. Animal Services
7. 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 Consultation with the City Attorney regarding anticipated litigation and legal issues associated with Chapter 395, Texas Local Government Code, and fees authorized by the Texas Administrative Code, and all matters incident and related thereto.

Mayor Kimble announced that the City Council will recess into Executive Session at 7:31 pm.

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 the executive session.

Mayor Kimble reconvened the meeting into Regular Session at 8:15 pm.

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.

1. Sign Ordinance

M. ADJOURNMENT

Mayor Kimble adjourned the meeting at 8:17 pm.

Scott Kimble, Mayor

Alice Holloway, City Secretary