



**AGENDA  
CITY COUNCIL REGULAR MEETING  
COUNCIL CHAMBERS  
SEPTEMBER 21, 2023  
6:30 PM**

The Joshua City Council will hold a Work Session at 6:30 p.m. 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 September 21, 2023. This meeting is subject to the open meeting laws of the State of Texas.

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

**Join Zoom Meeting:**

<https://us02web.zoom.us/j/84104443436?pwd=Y2hZNDAwUVBUemxGN21xUTRiMIJnQT09>

Meeting ID:841 0444 3436 Passcode: 511233 or dial 346-248-7799

**A. CALL TO ORDER AND ANNOUNCE A QUORUM PRESENT**

**B. PLEDGE OF ALLEGIANCE**

1. United States of America
2. Texas Flag

**C. INVOCATION**

**D. 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.*

**E. WORK SESSION**

1. Review and discuss questions related to the budget report and financial statement for August 2023. (Staff Resource: M. Peacock)
2. Discuss and give directions on a proposed park dedication located in Joshua Meadows Phase 3C.
3. Discussion on refuse and recycling service survey results.
4. Discussion on the current Food Truck Ordinance.

**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. Proclamation recognizing September 17-23, 2023, as Constitution Week.

#### **G. CONSENT AGENDA**

1. Discuss, consider, and possible action on the meeting minutes of August 12, 2023, and August 17, 2023.
2. Discuss, consider, and possible action on an addendum to Vertosoft, LLC Master Services Agreement.
3. Discuss, consider, and possible action on development agreements.
4. Discuss, consider, and possible action on a resolution amending the Capitalization Policy.
5. Discuss, consider, and possible action on an ordinance amending the City's current subdivision ordinance relative to adequate public facilities, additional and revised definitions, clarifying plat processing applications, revising both preliminary and final plat submittal requirements, plan views for water distribution and wastewater collection systems, and the approval of water and wastewater improvements by JCSUD and BWSC.

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

1. Public hearing on the proposed budget for the fiscal year beginning October 1, 2023, and ending September 30, 2023. (Staff Resource: M. Peacock)
2. Discuss, consider, and possible action on an Ordinance approving the annual budget for fiscal year beginning October 1, 2023, and ending September 30, 2024. (Staff Resource: M. Peacock)
3. Public hearing on a proposal to adopt the Ad Valorem Property Tax Rate for Tax Year 2023. (Staff Resource: M. Peacock)
4. Discuss, consider, and possible action on an ordinance adopting the City of Joshua 2023 Property Tax Rate. (Staff Resource: M. Peacock)
5. Public hearing on a request to amend subsection C, "Public Hearing and Notice," of section 3.1.4, "Amendments, Changes and Procedures," of the City's Zoning Ordinance, found in Chapter 14, "Zoning," of the code of ordinances of the City of Joshua, Texas, by providing for notices relative to a change in a zoning regulation that could result in a nonconforming use consistent with Senate Bill 929; Amending section 4.1.11, "Amortization," of Article 4, "Nonconformities," of the City's Zoning Ordinance, found in Chapter 14, "Zoning," of the code of Ordinances of the city of Joshua, Texas, providing for Amortization procedures consistent with Senate Bill 929; Providing for a penalty; Providing a severability clause; Providing for Publication; and providing an effective date. (Staff Resource: A. Maldonado)
6. Discuss, consider, and possible action on approving an ordinance amending subsection C, "Public Hearing and Notice," of section 3.1.4, "Amendments, Changes and Procedures," of the City's Zoning Ordinance, found in Chapter 14, "Zoning," of the code of ordinances of the City of Joshua, Texas, by providing for notices relative to a change in a zoning regulation that could result in a nonconforming use consistent with Senate Bill 929; Amending section 4.1.11, "Amortization," of Article 4, "Nonconformities," of the City's Zoning Ordinance, found in Chapter 14, "Zoning," of the code of Ordinances of the city of Joshua, Texas, providing for Amortization procedures consistent with Senate Bill 929; Providing for a penalty; Providing

a severability clause; Providing for Publication; and providing an effective date. (Staff Resource: A. Maldonado)

7. Discuss, consider, and possible action on a resolution authorizing the execution, on behalf of the City, of a Financing/Use Agreement between the City and the Joshua Type B Economic Development Corporation; resolving other matters incident and related thereto; and providing an effective date. (Staff Resource: A. Holloway)
8. Discuss, consider, and possible action on an ordinance authorizing the issuance of “City of Joshua, Texas Combination Tax and Limited Pledge Revenue Certificates of Obligation, Series 2023”; providing for the payment of said Certificates by the levy of an ad valorem tax upon all taxable property within the City; authorizing the execution of any necessary engagement agreement with the City’s financial advisors and/or bond counsel; and resolving other matters incident and related to the issuance, payment, security, sale, and delivery of said Certificates. (Staff Resource: A. Holloway)
9. Discuss, consider, and possible action on amendment to the Radio Communications System Agreement. (Staff Resource: D. Gelsthorpe)
10. Discuss, consider, and possible action on an Interlocal Cooperation Agreement with Johnson County to house Class "C" Misdemeanor Prisoners for the Joshua Fire Department for FY 2023-24. (Staff Resource: T. Griffith)
11. Discuss, consider, and possible action on the renewal of the Johnson County ESD Contract for Fire and Emergency Services. (Staff Resource: A. Holloway)
12. Discuss, consider, and possible action on a Proposal from Brycer, LLC. for use of their Compliance Engine system. (Staff Resource: T. Griffith)
13. Discuss, consider, and possible action on board appointments. (Staff Resource: A. Holloway)

## **I. STAFF REPORT**

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

## **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 to consult with the City Attorney relating to pending litigation, to wit: ZL & SYK, LLC, and Mountain Valley Country Club, Inc. vs. City of Joshua, Civil Action No. 3:22-cv-00182-E.

2. Pursuant to Section 551.072 of the Texas Government Code: to discuss or deliberate the purchase, exchange, lease, or value of real property.

**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.

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**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.*

**M. ADJOURNMENT**

The City Council reserves the right to meet in Executive Session closed to the public at any time in the course of this meeting to discuss matters listed on the agenda, as authorized by the Texas Open Meetings Act, Texas Government Code, Chapter 551.071 for private consultation with the attorney for the City.

Pursuant to Section 551.127, Texas Government Code, one or more Councilmembers may attend this meeting remotely using videoconferencing technology. The video and audio feed of the videoconferencing equipment can be viewed and heard by the public at the address posted above as the location of the meeting. A quorum will be physically present at the posted meeting location of City Hall.

In compliance with the Americans with Disabilities Act, the City of Joshua will provide reasonable accommodations for disabled persons attending this meeting. Requests should be received at least 24 hours prior to the scheduled meeting by contacting the City Secretary's office at 817/558-7447.

**CERTIFICATE:**

I hereby certify that the above agenda was posted on or before September 15, 2023, by 12:00 pm on the official bulletin board at Joshua City Hall, 101 S. Main, Joshua, Texas.

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Alice Holloway  
City Secretary