



**AGENDA
CITY COUNCIL SPECIAL MEETING
COUNCIL CHAMBERS
MAY 16, 2022
11:00 AM**

The Joshua City Council will hold a Special Meeting in the Council Chambers at the Joshua City Hall, located at 101 S. Main St., Joshua, Texas, on May 16, 2022. 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/86777930638?pwd=nmxAYrJiYIMuPk0rL75RQgpL-OTBC0.1>

Meeting ID: 86777930638 Passcode: 324101 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) 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

B. 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.

C. REGULAR AGENDA

1. Discuss, consider, and possible action on an Ordinance canvassing the returns and declaring the results of the May 7, 2022, City of Joshua General Election. (Staff Resources: A. Holloway)

D. 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.

E. 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, including 551.071 (private consultation with the attorney for the City); 551.072 (discussing purchase, exchange, lease or value of real property); 551.074 (discussing personnel or to hear complaints against personnel); and 551.087 (discussing economic development negotiations). Any decision held on such matters will be taken or conducted in Open Session following the conclusion of the Executive Session.

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 the 12th day of May 2022 by 12:00 pm on the official bulletin board at Joshua City Hall, 101 S. Main, Joshua, Texas.

Alice Holloway
City Secretary



**City Council Agenda
May 16, 2022**

Ordinance

Action Item

Agenda Description:

Discuss, consider, and possible action on an Ordinance canvassing the returns and declaring the results of the May 7, 2022, City of Joshua General Election. (Staff Resources: A. Holloway)

Background Information:

The City Election was held on May 7, 2022. Early voting was conducted April 25th through May 3rd.

Canvass may occur before 11th day only if all FPCA ballots have been received, the EVBB has completed the count of provisional ballots, and there are no deficiencies in mailed ballot carrier envelopes (certain deficiencies can be cured up to 6th day after election day).

The EVBB has completed the count of all provsional ballots and there are no deficiencies. The city had no FPCA ballots.

Financial Information:

None

City Contact and Recommendations:

Alice Holloway, City Secretary

It is the recommendation of Staff that Council canvass the election and consider the Ordinance declaring the results of the May 07, 2022, General Election in accordance with State Law.

Attachments:

Proposed Ordinance

CITY OF JOSHUA, TEXAS

ORDINANCE NO.

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF JOSHUA, TEXAS, CANVASSING RETURNS AND DECLARING THE RESULTS OF A GENERAL ELECTION HELD ON SATURDAY, MAY 7, 2022, FOR THE PURPOSE OF ELECTING MAYOR, COUNCIL MEMBER PLACE 1, AND COUNCIL MEMBER PLACE 3 OF THE CITY OF JOSHUA, TEXAS; MAKING FINDINGS; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE.

WHEREAS, the City of Joshua, Texas, is a Texas Home Rule Municipality located in Johnson County, Texas, and created in accordance with the provisions of the Texas Local Government Code and operating pursuant to the enabling legislation of the State of Texas; and

WHEREAS, the City Council of the City of Joshua, Texas ("City Council"), issued an order on January 20, 2022, directing that a general election be held on May 7, 2022, for the purpose of electing Mayor, Council Member Place 1, and Council Member Place 3 to serve a three (3) year term; and

WHEREAS, notice of the election was properly given by the City as required by law; and

WHEREAS, said election was duly and legally held on May 7, 2022, in the City and in conformity with the election laws of the State of Texas, and the results of said election have been certified and returned by the proper judge and clerks thereof; and

WHEREAS, the City Council has considered the returns of the general election held on May 7, 2022, and the general election returns, duly and legally made, showed that the following number of votes was cast for the following named candidates:

MAYOR

Candidate	Early Voting	Election Day	BBM	Total Votes	Percentage
Scott Kimble	117	149	39	305	100 %

COUNCIL MEMBER PLACE 1

Candidate	Early Voting	Election Day	BBM	Total Votes	Percentage
Johnny Waldrip	104	144	38	286	100 %

COUNCIL MEMBER PLACE 3

Candidate	Early Voting	Election Day	BBM	Total Votes	Percentage
Avery Owen	32	49	17	98	28.91 %
Angela Nichols	93	125	23	241	71.09 %

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF JOSHUA, TEXAS, THAT:

SECTION 1

All of the above premises are hereby found to be true and correct factual and legislative determinations of the City of Joshua and are hereby approved and incorporated into the body of this Ordinance as if copied in their entirety.

SECTION 2

It is further found and determined that the results of the election as canvassed and tabulated in the preamble to this Ordinance reflect the expressed desire of the resident qualified electors of the City.

SECTION 3

Pursuant to the applicable provisions of the Texas Local Government Code and the Texas Election Code, the City Council officially finds, determines and declares the results of said general election to be that the duly elected members of the City Council of the City of Joshua, Texas, elected Merle Breitenstein for Council Member Place 4 and Scott Kimble for Council Member Place 6, subject to the taking of the oath of office as provided by the laws of the State of Texas are as follows:

SECTION 5

If any word, section, article, phrase, paragraph, sentence, clause, or portion of this ordinance or application thereto to any person or circumstance is held to be invalid or unconstitutional by a court of competent jurisdiction, such holding shall not affect the validity of the remaining portion of this ordinance; and the City Council hereby declares it would have passed such remaining portions of this ordinance despite such invalidity which remaining portions shall remain in full force and effect.

SECTION 6

This Ordinance shall take effect from and after its passage.

PASSED AND APPROVED BY THE CITY COUNCIL OF THE CITY OF JOSHUA, TEXAS ON THIS THE 16TH DAY OF MAY 2022.

Joe Hollarn, Mayor

ATTEST:

Alice Holloway, City Secretary