



**City Council Meeting
Minutes
Work Session 6:30 p.m.
Regular Session 7:00 p.m.
September 18, 2008**

Council Present: Mayor Breitenstein, Council Member Walden, Council Member Neely, Council Member Isom, Council Member Maxfield, Council Member Smallwood (arrived at 6:32 pm)

Absent: Council Member Tallent

City Staff Present: Paulette Hartman, City Manager; Betsy Elam, City Attorney; Annabeth Robertson, Interim Chief of Police; Mary Beth Thomas, City Secretary; Bruce Hewett, Street Superintendent; Nader Jeri, Building Official; Greg Saunders, City Engineer; LaDonna Davis, Finance and Human Resources Manager; Mike Peacock, Management Assistant; Carla Bonham, Court Clerk; Duwayne Capps, Fire Chief

Mayor Breitenstein announced a quorum was present and called the Work Session to order at 6:30 p.m.

A. Report On Status Of City Limit And ETJ Adjustments With Adjacent Cities.

Paulette Hartman, City Manager, updated Council Members on the boundary adjustment issue regarding the City of Burlson releasing a portion of the Cooper Valley Subdivision.

B. Report On Inspections And Code Enforcement Workload And Activity.

Paulette Hartman, City Manager, briefed Council Members on the workload of the Building Official/Code Compliance Officer.

C. Report On Independent Accountant's Review Of Animal Shelter Procedures And Operations And Resulting Procedure Changes.

Paulette Hartman, City Manager, presented a report on the findings by the auditor for the animal shelter. The findings indicated no major issues or concerns, however, there have been new procedural changes enacted for better reporting.

D. Review And Discuss Status Of City Manager Work Plan Including Review Of Policy Action Items, Management Action Items, Activities Last Month, And Questions Related To Drilling Permits.

There was no discussion.

E. Questions Related To Staff Reports Including:

There was no discussion.

F. Review And Questions Related To The Budget Report And Financial Statements For The Month Of August 2008.

There was no discussion.

G. Request For Future Reports And Agenda Items.

There were none.

The work session recessed at 7:02 p.m.

II. Regular Session – 7:00 p.m.

Mayor Breitenstein called the regular session to order at 7:07 p.m.

A. Invocation was given by Council Member Neely.

B. Pledge of Allegiance and the Texas Pledge were led by Council Member Smallwood.

C. Public Forum: 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 on that issue, or directing the person making the inquiry to visit with City Staff about the issue. No Council deliberation is permitted.

No one spoke at this time.

D. Proclamations & Special Presentations;

There were none.

E. Consent Agenda: All items under this section are recommended for approval on the "Consent Agenda". These items are of a routine nature and require only brief deliberation by the Council. The City Staff has briefed the Council on these items. Approval of the consent agenda authorizes the City Manager to implement each item in accordance with staff recommendation. The Mayor and Council may remove items on the consent agenda upon request.

1. **Approval of Minutes for the August 21, 2008 Regular Session.**
2. **Approval of Minutes for the September 4, 2008 Budget Work Session and Special Session.**
3. **Approve Pate Invoices From The 4A Economic Development Fund.**

Council Member Walden made a motion to approve the consent agenda. Council Member Maxfield seconded the motion.

Motion Carried – 6-0. Absent: Council Member Tallent

F. Action and Discussion Items:

1. **Discuss, Consider And Act Regarding Submittal Of A Revised Site Plan For The Property Located At 501 S. Broadway (Proposed Joshua Hotel). (Hartman)**

Paulette Hartman, City Manager, presented this item. After a brief discussion, Council Member Maxfield made a motion to approve the site plan for 501 S. Broadway. Council Member Neely seconded the motion.

Motion Carried – 6-0.

Absent: Council Member Tallent

A public hearing convened at 7:13 p.m.

2. Convene A Public Hearing To Obtain Public Input Regarding A Request To Re-Plat Lot 1, Block 1, Sierra Plaza Addition To Lot 1, Lot 2, Lot 3 And Lot 4, Block 1, Sierra Plaza Addition On Approximately 7.124 Acres Of Land Located In The Sierra Plaza Addition, An Addition Of The City Of Joshua, Johnson County, Texas And More Commonly Known As 501 S. Broadway (Proposed Joshua Hotel).

A. Applicants Statement.

Anil Ram, Global Designs, presented the request.

B. Staff comments

Paulette Hartman, City Manager, presented. Greg Saunders, City Engineer, also addressed this item.

C. Those In Favor.

No one spoke at this time.

D. Those Against.

No one spoke at this time.

E. Applicants Rebuttal.

None required.

F. Adjournment

The public hearing closed and the regular session reconvened at 7:16 p.m.

3. Discuss, Consider And Act Regarding A Request To Re-Plat Lot 1, Block 1, Sierra Plaza Addition To Lot 1, Lot 2, Lot 3 And Lot 4, Block 1, Sierra Plaza Addition On Approximately 7.124 Acres Of Land Located In The Sierra Plaza Addition, An Addition To The City Of Joshua, Johnson County, Texas And More Commonly Known As 501 S. Broadway (Proposed Joshua Hotel). (Hartman)

Paulette Hartman, City Manager, presented this item. After a brief discussion, Council Member Smallwood made a motion to approve the re-plat contingent upon final approval of the construction plans by the City Engineer. Council Member Walden seconded the motion.

Motion Carried – 6-0.

Absent: Council Member Tallent

4. Discuss, Consider And Act Regarding A Request For A Final Plat Of Joshua Meadows, Phase III. (Hartman)

Paulette Hartman, City Manager, presented this item. There was a brief discussion on drainage concerns. At 7:18 pm Council Members Smallwood and Isom left the room to consult with the City Attorney. At 7:23 p.m. Council Members Smallwood and Isom and the City Attorney returned to the meeting.

Council Member Smallwood made a motion to approve the final plat of Joshua Meadows phase III contingent upon final approval of the construction plans by the City Engineer. Council Member Maxfield seconded the motion.

Motion Carried – 6-0. Absent: Council Member Tallent

- 5. **Continue Discussion And Consideration Regarding An Ordinance Of The City Of Joshua Repealing Ordinance No. 402-2006 In Its Entirety And Providing For The Comprehensive Regulation Of Signs; Providing For Definitions; Providing For Administration And Enforcement; Providing For The Issuance And Revocation Of Sign Permits; Providing For The Removal Of Signs; Providing For Appeals And Variances; Providing For Limitations On The Location, Setback, Height, Size, Lighting And Other Regulations Of Signs; Prohibiting Certain Signs; Providing For Exempt Signs; Allowing Noncommercial Copy On Signs; Providing That This Ordinance Shall Be Cumulative Of All Ordinances; Providing A Severability Clause; Providing For A Penalty For Violations Hereof; Providing A Savings Clause; Providing For Publication In The Official Newspaper; And Providing An Effective Date.** (Hartman)

Paulette Hartman, City Manager, presented this item. Council Member Neely made a motion to approve the ordinance. Council Member Maxfield seconded the motion.

Motion Carried – 6-0. Absent: Council Member Tallent

Pursuant to Section 551.071 of the Texas Government Code, the City Council reserves the right to consult in closed session with its attorney and to receive legal advice regarding any item listed on this agenda.

The regular session convened in executive session at 7:48 p.m.

III. Executive Session: The City Council shall convene in closed session in accordance with the Texas Local Government Code Section 551 to discuss the following:

- A. §551.087 Economic Development Negotiations Related To Joshua Station Development.

IV. Reconvene In Open Session: The City Council shall reconvene in open session to take action on items discussed in executive session as necessary.

City Council reconvened into open session at 8:10 p.m.

No action was taken as a result of the Executive Session.

V. Adjournment.

There being no further business the meeting adjourned at 8:11 p.m.

Merle Breitenstein, Mayor
City of Joshua, Texas

ATTEST:

Mary Beth Thomas, City Secretary
City of Joshua, Texas