



**City Council Meeting
Minutes
Work Session 6:30 p.m.
Regular Session 7:00 p.m.
June 19, 2007**

Council Present: Mayor Breitenstein, Council Member Walden, Council Member Neely, Council Member Maxfield, Council Member Smallwood (arrived at 6:47 pm), Council Member Martini (arrived at 6:55 pm).

Absent: Council Member Tallent

City Staff Present: Paulette Hartman, City Manager; Betsy Elam, City Attorney; Paul Waldrip, Chief of Police; Mary Beth Thomas, City Secretary; Duwayne Capps, Fire Chief; Carla Bonham, Municipal Court; LaDonna Davis, Finance; Bob Lyles, Street Department

Mayor Breitenstein announced a quorum was present and called the Work Session to order at 6:33 p.m.

I. Work Session – 6: 30 pm.

A. Items Discussed Regarding Staff Reports Were:

Council Member Neely inquired about the increase in the number of miles driven in police department, the increase of crime incidents, the increase in fire calls and the increase in value of new construction. Paul Waldrip, Chief of Police, stated the increases in the Police Dept. totals are a result of last year the police department was short-handed.

Council Member Walden inquired if there have been any more cases of distemper.

B. Review And Discuss Status Of City Manager Work Plan Including Review Of Detailed Work Plan Created As A Result Of The Council Strategic Planning Work Session, Report Of Activities Last Month, And Presentation Of Calendar For Preparation Of The Proposed Budget For The Coming Fiscal Year 2007/2008 And Timeline For Code Update.

Paulette Hartman, City Manager, updated Council Members on the status of Policy Action Items and Management Action Items. Mrs. Hartman also distributed proposed deadlines for the code updates.

C. Report On Mobile Home Park Inspections And Status Of Annual Operating Licenses.

Paul Waldrip, Chief of Police, presented this item. Mr. Waldrip briefed Council Members on the status of inspections and the status of each park's annual license.

D. Review And Questions Related To The Budget Report And Financial Statements For The Month Of May 2007.

There was no discussion.

E. Requests For Future Reports And Agenda Items.

There were none.

There being no further business the work session recessed at 6:57 p.m.

II. Regular Session - 7:00 p.m.

Mayor Breitenstein called the regular session to order at 7:08 p.m.

Absent: Council Member Tallent

A. Invocation was given by Council Member Neely.

B. Pledge of Allegiance was 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 Meeting 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.

Gretchen Altaras, 101 Rosemont Pl., Joshua, Texas briefed Council Members on her concerns with safety issues on Mountain Valley Blvd.

D. Proclamation & Special Presentations:

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 May 15, 2007 Regular Session.
2. Approval of Minutes for the May 22, 2007 Special Session.
3. Approval of Contract for Municipal Court Fees and Fines Collection Services with Perdue Brandon Fielder Collins & Mott, LLP.
4. Approval of a Resolution providing for a fee to defray costs of collecting delinquent fines, fees and other debts pursuant to Article 103.0031 of the Texas Code of Criminal Procedures.

Council Member Walden made a motion to approve the consent agenda with City Attorney approval of the contract for municipal court fees and fines collection services. Council Member Martini seconded the motion.

Motion carried - 6-0. Absent: Council Member Tallent

F. Action & Discussion Items.

1. Nomination And Appointment Of Mayor Pro-Tem.

Council Member Neely made a motion to nominate Glen Walden as Mayor Pro-Tem. Council Member Maxfield seconded the motion.

Motion carried - 6-0. Absent: Council Member Tallent

2. Discuss, Consider And Act Upon Appointment To Place 5 Of The Planning And Zoning Commission.

Council Member Neely made a motion to appoint Joe Hollarn to fill the vacancy of Place 5 on the Planning and Zoning Commission. Council Member Maxfield seconded the motion.

Motion carried - 6-0. Absent: Council Member Tallent

The regular meeting recessed and a public hearing opened at 7:21 pm.

3. Public Hearing Regarding 4B Project Expenditures And Budget.

Paulette Hartman, City Manager, presented this item. No one else spoke at this time.

The public hearing recessed and the regular session reconvened 7:23 p.m.

4. Discuss, Consider And Act Regarding 4B Project Expenditures And Budget.

Paulette Hartman, City Manager, reviewed the line items of the 4B proposed budget:

1) Expansion of the commuter rail	\$22,000
2) Business Development	\$17,500
3) Promotional	\$15,000
4) Administrative	<u>\$25,500</u>
Total Expenditures	\$80,000

After discussion, Council Member Smallwood made a motion to approve the budget as submitted by the 4B Board and the City Manager. Council Member Walden seconded the motion.

Motion carried - 6-0. Absent: Council Member Tallent

5. **Discuss, Consider And Act Regarding An Ordinance Of The City Of Joshua, Texas, Denying Atmos Energy Corp., Mid-Tex Division's Request For An Annual Gas Reliability Infrastructure Program Rate Adjustment In This Municipality So That The Company May Pursue A System-Wide Annual Gas Reliability Infrastructure Program Rate Adjustment With The Railroad Commission Of Texas; Providing An Effective Date; Finding That The Meeting At Which This Ordinance Is Passed Is Open To The Public As Required By Law; And Providing For Notice Of This Ordinance To Atmos Energy Corp., Mid-Tex Division.**

Paulette Hartman, City Manager, presented this item. Council Member Smallwood made a motion to deny the rate request. Council Member Maxfield seconded the motion.

Motion carried - 6-0 Absent: Council Member Tallent

6. **Discuss And Consider Impact Of Future Transportation Projects On City Facilities And Future City Facility Needs.**

Paulette Hartman, City Manager, presented this item. She explained this is an opportunity to receive Council direction on proposed re-alignment of FM 714. Council Member Neely stated if the city did nothing TxDot may build the road elsewhere which would not be economical to the City. After discussion, general consensus was the most important route is the safest route.

7. **Discuss, Consider And Act Regarding Setting Date For Budget Work Session In August.**

Paulette Hartman, City Manager, presented this item. The dates of August 2, 2007 and August 9, 2007 were set for budget work sessions.

No action taken.

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 recessed at 7:55 p.m.

III. Executive Session

The executive session convened at 8:01 p.m.

The City Council shall convene in closed session in accordance with the Texas Government Code section 551 to discuss the following:

A. § 551.072. Deliberation regarding value and purchase of real property in the Tax Increment Financing District (Joshua Station Overlay District).

B. § 551.072 Deliberation regarding value and purchase or lease of real property near City Hall between FM 917 and 14th Street.

The executive session recessed at 8:23 p.m.

The regular session reconvened at 8:25 p.m.

IV. Reconvene in Open Session.

The City Council shall reconvene in open session to take action on items discussed in Executive Session as necessary.

No action necessary.

There being no further business the meeting adjourned at 8:26 p.m.

Merle Breitenstein, Mayor
City of Joshua, Texas

ATTEST:

Mary Beth Thomas, City Secretary
City of Joshua, Texas