

**CITY OF JOSHUA
CITY COUNCIL
MEETING AGENDA
THURSDAY, SEPTEMBER 17, 2009
WORK SESSION – 6:30 P.M.
REGULAR SESSION – 7:00 P.M.**

The Joshua City Council will hold a Work Session at 6:30 p.m. and a Regular Session at 7:00 p.m. at the City Hall Council Chambers, 101 S. Main, Joshua, Texas on September 17, 2009. This is an Open Meeting, open to the public, subject to the Open Meeting Laws of the State of Texas.

The City Council Meeting consists of two parts, a Work Session and the Regular Session. Both the Work Session and the Regular Session are open to the public. The Work Session will begin at 6:30 p.m. and the Regular Session will begin at 7:00 p.m. If the Work Session extends beyond the posted start time of the Regular Session, then the Regular Session will begin immediately following the Work Session.

Pursuant to Section 551.071 of the Texas Government Code, the Council may convene into Executive Session(s) from time to time as deemed necessary during the meeting for any posted agenda item, and may receive advice from its Attorney as permitted by law.

I. Work Session: 6:30 p.m.

Call to order and announce a quorum is present.

- A. Review and questions related to staff reports including:
1. *Police Department* monthly activity report including patrol activity and response calls, as well as number of criminal investigation cases.
 2. *Fire Department* activity including number of calls for service, number of medical transports. ***(This department will not be submitting a report this month.)***
 3. *Planning Department* including number of permits issued and land-use cases approved.
 4. *Municipal Court* including number of cases filed, number of arrest warrants issued, number of capias warrants issued.
 5. *Street Department* including tasks completed, road repairs completed, signs installed and equipment serviced.
 6. *Animal Control* report including number of visitors to the shelter, number of adoptions, and number of response calls.
 7. *Building Official/Code Compliance* report including number of plans reviewed, inspections completed, contacts, inquiries, code violations worked and mobile home park inspections performed.
 8. *City Secretary Office* report including update on status of policy and management items, completed projects, day-to-day projects.

- B. Review And Discuss Questions Related To The Budget Report And Financial Statements For The Month Of August 2009.
- C. 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.
- D. Questions Regarding Regular Session Agenda Items.
- E. Requests For Future Reports And Agenda Items.

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

Call to order and announce a quorum is present.

A. INVOCATION

B. PLEDGE OF ALLEGIANCE:

American Flag – “I pledge allegiance to the Flag of the United States of America and to the Republic for which it stands, one Nation, under God, indivisible, with liberty and justice for all.”

Texas Flag – “Honor the Texas Flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible.”

C. PROCLAMATIONS AND PRESENTATIONS:

D. 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. Each person will have 3 minutes to speak.

E. ITEMS TO BE WITHDRAWN FROM THE CONSENT AGENDA FOR SEPARATE DISCUSSION.

F. 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 20, 2009 Regular Session.**
2. **Approval Of Minutes For The September 10, 2009 Special Session.**
3. **Approval Of Invoice From MHS Planning For Design Services Of The City Park In The Amount Of \$12,237.50.**
4. **Approve Ratification Of City Manager Signature On Contract With Provox For Agenda.Net.**

G. APPOINTMENT TO BOARDS, COMMISSIONS, COMMITTEES:

1. **Appointment of City Representative to the Library Board.**

2. Re-Appointment to 4A Board.

Gayle Luck

3. Re-Appointment to 4B Board.

Pam Ingram

Sandy Bradley

H. CONTRACTS AND AGREEMENTS:

- 1. Discuss, Consider And Act Regarding Award Of Bid For Employee Medical Insurance And Authorize The City Manager To Sign Related Contracts And Agreements. (Hartman)**

I. REPORTS AND ACTION ITEMS FROM THE PLANNING AND ZONING COMMISSION:

(open public hearing)

- 1. Convene A Public Hearing To Obtain Public Input Regarding A Request For Re-Plat Of Lots 1-6, Block 6, Mountain Valley Unit #5 To Lot 1R And Lot 2R, Block 6, Mountain Valley Unit #5, More Commonly Known As 502 Mountain Valley Blvd And 600 Mountain Valley Blvd.**

- A. Applicant's Statement
- B. Staff Comments
- C. Those In Favor
- D. Those Against
- E. Applicants Rebuttal
- F. Adjournment

(close public hearing)

- 2. Discuss, Consider And Act Regarding A Request For A Re-Plat Of Lots 1-6, Block 6, Mountain Valley Unit #5 To Lot 1R And Lot 2R, Block 6, Mountain Valley Unit #5, More Commonly Known As 502 Mountain Valley Blvd And 600 Mountain Valley Blvd. (Hartman)**

(open public hearing)

- 3. Convene A Public Hearing In Order To Obtain Public Input Regarding A Request To Re-Plat Lot 8, Oak Haven Estates To Lot 8A, Oak Haven Estates, More Commonly Known As 908 Greenbriar.**

- A. Applicants Statement
- B. Staff Comments
- C. Those In Favor
- D. Those Against
- E. Applicants Rebuttal
- F. Adjournment

(close public hearing)

4. **Discuss, Consider And Act Regarding A Request To Re-Plat Lot 8, Oak Haven Estates To Lot 8A, Oak Haven Estates, More Commonly Known As 908 Greenbriar. (Hartman)**

(open public hearing)

5. **Convene A Public Hearing In Order To Obtain Public Input Regarding A Request To Change The Zoning From "C-1" Restricted Commercial To "I" Industrial On An Approximate 2.992 Acre Tract Of Land Out Of The C. Chaney Survey, Abstract No. 175, More Commonly Known As Lot 1, Block 1, Allison Addition, 457 N. Broadway, Joshua, Texas.**
 - A. Applicants Statement
 - B. Staff Comments
 - C. Those In Favor
 - D. Those Against
 - E. Applicants Rebuttal
 - F. Adjournment

(close public hearing)

6. **Discuss, Consider And Act Regarding An Ordinance Of The City Of Joshua, Texas, Amending Ordinance No. 469-2008, The Comprehensive Zoning Ordinance Of The City, To Rezone Approximately 2.992 Acres Out Of The C. Chaney Survey, Abstract No. 175, Joshua, Texas, From "C-1" Restricted Commercial To "I" Industrial; Changing The Official Zoning Map Of The City; Providing For A Repealer Clause; Severability; A Savings Clause; Providing For A Penalty Not To Exceed \$2000 And Authorization To Seek Injunctive Relief To Enjoin Violations Which Constitute An Imminent Hazard Or Danger To The Public Health And Safety; Providing For Engrossment And Enrollment; Providing For Publication And An Effective Date. (Hartman)**

(open public hearing)

7. **Convene A Public Hearing To Obtain Public Input Regarding A Request To Re-Plat Lot 1, Block 1, Allison Addition To Lot 1R, Block 1, Allison Addition, More Commonly Known As 457 N. Broadway.**
 - A. Applicants Statement
 - B. Staff Comments
 - C. Those In Favor
 - D. Those Against
 - E. Applicants Rebuttal
 - F. Adjournment

(close public hearing)

8. Discuss, Consider And Act Regarding A Request To Re-Plat Lot 1, Block 1, Allison Addition To Lot 1R, Block 1, Allison Addition, More Commonly Known As 457 N. Broadway. (Hartman)

J. REPORTS AND ACTION ITEMS FROM THE 4A ECONOMIC DEVELOPMENT CORPORATION BOARD:

1. Review Change Of 4A Economic Development Corporation Board Meeting Date And Time. (Hartman)

K. REPORTS AND ACTION ITEMS FROM THE 4B ECONOMIC DEVELOPMENT CORPORATION BOARD:

1. Discuss, Consider And Act Upon Letter Of Understanding With Johnson County Economic Development Commission. (Hartman)

L. GENERAL ACTION ITEMS:

1. Discuss, Consider And Act Regarding An Ordinance Of The City Of Joshua, Texas, Approving And Adopting The Budget For The Fiscal Year Beginning On October 1, 2009 And Ending September 30, 2010 And Making Appropriations For Each Department, Project And Account; Repealing Conflicting Ordinances; Providing A Severability Clause; And Declaring An Effective Date. (Hartman)
2. Act To Ratify The Property Tax Increase Reflected In The Budget For The Fiscal Year Beginning October 1, 2009 And Ending September 30, 2010. (Hartman)
3. Discuss, Consider And Act Regarding An Ordinance Of The City Of Joshua, Texas, Affixing And Levying Municipal Ad Valorem Taxes For The Fiscal Year Beginning October 1, 2009 And Ending September 30, 2010, And For Each Year Thereafter Until Otherwise Provided On All Taxable Property Within The Corporate Limits Of The City Of Joshua, As Of January 1, 2009 To Provide Revenues For The Payment Of Current Expenses And All Outstanding Debts Of The City; Directing The Assessment Thereof; Providing For Due Dates And Delinquent Dates For Payment Of Taxes Together With Penalties And Interest Thereon; Providing For Place Of Payment; Providing For Approval Of The Tax Rolls Presented To The City Council, Repealing Conflicting Ordinances; Providing For A Severability Clause And Declaring An Effective Date. (Hartman)

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

1. §551.087 Economic Development Negotiations Related to Joshua Station Development.
2. §551.071 Consultation with City Attorney on a matter in which the duty of the Attorney to the governmental body under the Texas Disciplinary Rules Of Professional Conduct of the State Bar of Texas clearly conflicts with the Open Meetings Act to discuss legal matters related to the Joshua Station Development.

3. §551.072 Real Property to deliberate the purchase, exchange, lease, or value of real property for the purposes of building a fire station.

IV. RECONVENE IN OPEN SESSION: The City Council shall reconvene in Open Session to take action on items discussed in Executive Session as necessary.

V. ADJOURNMENT.

This facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary's office at 817-558-7447 or FAX 817-641-7526 or e-mail citysecretary@cityofsecretarytx.us for further information.

CERTIFICATE:

I hereby certify that the above agenda was posted on this the _____ day of _____, 2009, by _____ on the official bulletin board at the Joshua City Hall, 101 S. Main, Joshua, Texas.

Mary Beth Thomas, City Secretary
City of Joshua, Texas

This notice was removed on the _____ day of _____, 2009.

Mary Beth Thomas, City Secretary
City of Joshua, Texas

