



**AGENDA
CITY OF JOHNSON CITY, TEXAS
CITY COUNCIL**

The City of Johnson City City Council will meet for a Regular Meeting on Tuesday, October 5, 2021 at 6:00 p.m. in the City Hall Council Chamber, 303 E. Pecan Drive, Johnson City, Texas 78636. This is an open meeting, subject to the open meeting laws of the State of Texas.

SUPPLEMENTAL NOTICE OF PARTICIPATION BY TELEPHONE CONFERENCE

The City of Johnson City utilizes Zoom Technologies:

Join Zoom Meeting:

<https://us02web.zoom.us/j/85239994381?pwd=a2gzZ0cyWVdrWWZGbkdzakJlSHJWQT09>

Meeting ID: 852 3999 4381

Passcode: MPADB7

Dial by your location: +1 346 248 7799 US (Houston)

Meeting ID: 852 3999 4381

Passcode: 859560

1. Call to order.
 - Invocation.
 - Pledge of Allegiance.

OPEN SESSION:

2. Citizens to be heard. The City Council may not discuss any presented issue, nor may any action be taken on any issue at this time (Attorney General Opinion JC-0169). Speakers should provide comments at the podium, and they should provide their name and address prior to speaking. Comments are limited to three (3) minutes, and this time is not transferable. Each person may only speak once. No profanity or threats will be tolerated.

Adjourn into Board of Adjustment Hearing.

PUBLIC HEARING:

Speakers should provide comments at the podium, and they should provide their name and address prior to speaking. Comments are limited to three (3) minutes, and this time is not transferable. Each person may only speak once. No profanity or threats will be tolerated.

3. Public Hearing to give all interested persons the right to appear and be heard on a Board of Adjustment Application from Mr. John Plemmons for a variance to Chapter 14 *Zoning*, Article 3 *Zoning Districts*, Section 3.3 *Single Family Residential* requesting that the

PUBLIC HEARING Cont.:

minimum front yard setback be reduced from fifteen feet (15') to ten feet (10') for 203 N. Ave. J, Johnson City, Texas 78636, more particularly described as BCAD Property ID No. 19989. (Applicant)

ITEMS FOR INDIVIDUAL CONSIDERATION:

4. Discussion of and action on a Board of Adjustment Application from Mr. John Plemmons for a variance to Chapter 14 *Zoning*, Article 3 *Zoning Districts*, Section 3.3 *Single Family Residential* requesting that the minimum front yard setback be reduced from fifteen feet (15') to ten feet (10') for 203 N. Ave. J, Johnson City, Texas 78636, more particularly described as BCAD Property ID No. 19989. (Applicant)

Adjourn into City Council Meeting.

REPORTS:

5. Proclamations, Presentations, and/or Reports.
 - a) Proclamation – Mayor Rhonda Stell.
A Proclamation naming October 5th, 2021 as “World Teacher’s Day” in Johnson City, Texas.
 - b) Presentation – David McCullough, Hill Country Wireless & Technology.
Presentation on Terragraph wireless technology designed to meet the growing demand for reliable, high-speed internet access in urban and suburban environments.
 - c) Report – Chief Administrative Officer / City Secretary Rick Schroder.
Provide progress update to City Council on work performed / objectives achieved since prior City Council meeting.
 - d) Report – Public Works Director Brent Sultemeier.
Provide progress update to City Council on work performed / objectives achieved since prior City Council meeting.
 - e) Report – Police Chief Ross Allen.
Provide progress update to City Council on work performed / objectives achieved since prior City Council meeting, including, but not limited to, the appointment Sergeant Garrett Scallorn to the position of Lieutenant within the Johnson City Police Department.
 - f) Report – Court Clerk Patricia Mikla and Municipal Court Judge Tom Walston.
Provide progress update to City Council on work performed / objectives achieved since prior City Council meeting.
 - g) Report – Johnson City Chamber of Commerce and Visitor’s Center.
Provide progress update to City Council on work performed / objectives achieved since prior City Council meeting, including, but not limited to, a reconciliation of quarterly Hotel Occupancy Tax (HOT) payments and qualifying HOT expenditures for January thru September 2021.

REPORTS Cont.:

- h) Report – Monthly Work Orders and Building Permits.
Provide progress update to City Council on work orders and building permits issued since prior City Council meeting.

CONSENT AGENDA (ITEM NOS. 6 - 10):

All Consent Agenda items listed below are considered routine by City Staff and are intended to be enacted by one motion. There will be no separate discussion of these items, unless a Councilmember requests it, in which event the item will be removed from the Consent Agenda and considered in its normal sequence on the Agenda.

6. Approval of the minutes of the Regular, Workshop, and Special Meetings of the City Council dated September 7th, 11th, and 14th, 2021, respectively. (Staff)
7. Approval of the Fiscal Year Ending (FYE) 2021 Revenue and Expenditure, Check Register, and Posted Transaction Reports dated September 30, 2021. (Staff)
8. Approval of the Quarterly Investment Report for the calendar quarter ending September 30, 2021. (Staff)
9. (a) Pursuant to City Council direction dated October 8, 2020, ratification of a Budget Amendment transferring \$10,000.00 from Hotel Occupancy Tax Fund No. 02-126-9471 *Transfer Out* to General Fund No. 01-006-4709 *Transfer In* and increasing General Fund Nos. 01-006-4709 *Transfer In* and 02-020-6021 *Salaries* by the same amount to fund a portion of the Chief Administrative Officer's FYE 2021 salary. (Staff)

(b) Ratification of a Budget Amendment transferring \$50,000.00 from Water & Wastewater Utility Fund No. 03-600-9475 *Transfer Out* to General Fund No. 01-006-4709 *Transfer In* and increasing General Fund Nos. 01-006-4709 *Transfer In* and 02-020-6021 *Salaries* by the same amount to balance the FYE 2021 General Fund Budget. (Staff)
10. Approval of a Software Subscription Agreement between Fund Accounting Solution Technologies, Inc. ("FundView") and the City of Johnson City, Texas for a FundView software subscription and the payment for the same; and authorizing the Chief Administrative Officer to execute the Agreement on behalf of the City Council of the City of Johnson City, Texas. (Staff)

ITEMS FOR INDIVIDUAL CONSIDERATION:

11. Presentation by Atchley & Associates, L.L.P. and discussion of and action on the City of Johnson City's Annual Financial Report for year ended September 30, 2020. (Auditor)
12. Discussion of and direction on designating a portion of S. Ave. G fronting a building located at 112 E. Main St., Johnson City, Texas 78636, commonly referred to as the "Crider Building", as a "No Parking" zone. (Applicant)

ITEMS FOR INDIVIDUAL CONSIDERATION Cont.:

13. Discussion of and action on a First Amendment to a Professional Services Agreement for prosecutorial services between the City of Johnson City, Texas and Kimberly Ashby increasing the rate of compensation from \$500.00 per month to \$1,000.00 per month. (K. Ashby)
14. Discussion of and action on an Ordinance of the City Council of the City of Johnson City, Texas appointing S. Whitney Walston as the City Secretary of the City of Johnson City; approving the form and amount of a bond executed by the same; incorporating recitals; providing for severability; repealing any other Code provisions, ordinances, parts of ordinances, and other provisions in conflict herewith; and adopting an effective date. (Staff)
15. Pursuant to a Hotel Occupancy Tax (HOT) Funding Agreement between the Johnson City Chamber of Commerce (Chamber) and the City of Johnson City, Texas, discussion of and action on the Chamber's FYE 2022 HOT Fund Budget. (Chamber)
16. Discussion of and action on a Resolution of the City Council of the City of Johnson City, Texas submitting a candidate nomination(s) for a position(s) to the Blanco County Appraisal District Board of Directors for term ending in the year 2023; authorizing the Chief Administrative Officer to take all necessary steps to implement the provisions of this Resolution; incorporating recitals; providing for severability; and adopting an effective date. (BCAD)
17. Discussion of and action on FYE 2022 Outside Agency Funding Applications from the following entities:
 - a. Hill Country Children's Advocacy Center - \$2,000.00;
 - b. First United Methodist Church (Christmas Joy) - \$2,000.00;
 - c. Capital Area Rural Transportation System (CARTS) - \$2,000.00; and
 - d. Lights Spectacular Hill Country Style - \$10,000.00. (Outside Agencies)
18. Discussion of and action on the extension of an approved Conditional Use Permit for Reck'em Right Brewing Company for the placement and operation of a food / barbeque trailer on City right-of-way located at 102 S. Ave. G, Johnson City, TX 78636. (Applicant)

Adjourn into Closed Session.

CLOSED SESSION:


19. The City Council will convene into Closed Session in accordance with Government Code:

- §551.071 *Consultation with Attorney* and §551.074 *Personnel Matters* to receive legal advice and deliberate the qualifications for continued office of a City Councilmember. (Councilman Young)

Adjourn into Open Session.

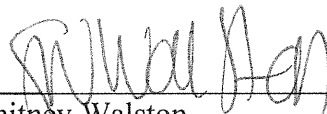
20. Discussion of and action on matters discussed in Closed Session. (Councilman Young)

Adjourn meeting.



for Rhonda Stell
Mayor

I certify that this Agenda was posted on October 1, 2021 at 5:00 p.m.



Whitney Walston
Deputy City Secretary

NOTE: It is possible that a quorum of other Municipal advisory and governmental bodies may attend the above stated meeting. No action will be taken by the other Municipal advisory and governmental bodies at the above stated meeting, other than the body specifically referred to in the above notice.

The City Council reserves the right to adjourn into Closed Session at any time during this meeting to discuss any of the exceptions to the requirement that a meeting be open to the public, in accordance with Texas Government Code, Chapter 551 *Open Meetings*, Subchapter D *Exceptions to Requirement that Meetings be Open*. No action may be taken in Closed Session.

Pursuant to Texas Penal Code § 30.06 *Trespass by License Holder with a Concealed Handgun*, a person licensed under Texas Government Code, Chapter 411 *Department of Public Safety of the State of Texas*, Subchapter H *License to Carry a Handgun* may not enter City Hall with a concealed handgun.

Pursuant to Texas Penal Code § 30.07 *Trespass by License Holder with an Openly Carried Handgun*, a person licensed under Texas Government Code, Chapter 411 *Department of Public Safety of the State of Texas*, Subchapter H *License to Carry a Handgun* may not enter City Hall with a handgun that is carried openly.