



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

The City of Johnson City City Council will meet for a Regular Meeting on Tuesday, November 7, 2023 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/89067421244?pwd=RndGaC'sxdDZSblB6Ykt3WDVPR3ZOZz09>

Meeting ID: 890 6742 1244

Passcode: 2NLIU7

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

Meeting ID: 890 6742 1244

Passcode: 996015

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

OPEN SESSION:

2. Public Comments.

Visitors shall be limited to no more than three (3) minutes to address the Council or at the discretion of the Mayor. In accordance with Section 551.042 of the Texas Government Code, an inquiry made at a meeting shall be conducted as follows:

 - (a.) If at a meeting of a governmental body, a member of the public or the governmental body inquiries about a subject for which notice has not been given, as required by this subchapter, the notice provisions of this subchapter do not apply to:
 1. A statement of specific information given in response to the inquiry; and
 2. A recitation of existing policy in response to the inquiry; and
 - (b.) Any deliberation of or a decision about the subject of the inquiry shall be limited to a proposal to place the subject on the agenda for a subsequent meeting.

REPORTS:

3. Proclamations, Presentations, and/or Reports.

- a) Proclamations – Mayor Stephanie Fisher.
A Proclamation honoring United States military service members and notification of City of Johnson City office closures on Friday, November 10, 2023 in recognition of Veterans Day 2023; and
A Proclamation proclaiming the week of November 6-10, 2023 as Municipal Courts Week in the City of Johnson City, Texas.
- b) Report – Chief Administrative Officer Rick Schroder.
Provide progress update to City Council on work performed / objectives achieved since the prior City Council meeting.
- c) Report – Public Works Director Brent Sultemeier.
Provide progress update to City Council on work performed / objectives achieved since the prior City Council meeting.
- d) Report – Police Chief Ross Allen.
Provide progress update to City Council on work performed / objectives achieved since the prior City Council meeting.
- e) Report – Code Enforcement Officer Jessica Oestreich.
Provide progress update to City Council on work performed / objectives achieved since the prior City Council meeting.
- f) Report – Municipal Court Judge Tom Walston and Court Clerk Patricia Mikla.
Provide progress update to City Council on work performed / objectives achieved since the prior City Council meeting.
- g) Building Permit Report.
Provide progress update to City Council on permits issued since the prior City Council meeting.
- h) Work Order Report.
Provide progress update to City Council on work orders issued since the prior City Council meeting.
- i) Report – Johnson City Chamber of Commerce and Visitor’s Center.
Provide progress update to City Council on work performed / objectives achieved since the prior City Council meeting.
- j) Report – Blanco County Cat Coalition, Inc.
Provide progress update to City Council on work performed / objectives achieved since the prior City Council meeting.
- k) Report – Deep Roots Small Business Services.
Provide progress update to City Council on work performed / objectives achieved related to a Professional Services Agreement for Marketing Services between Deep Roots Small Business Services and the City of Johnson City, Texas.
- l) Report and Recommendation – S.D. Kallman, L.P.
Receive report on a bid opening held on November 2, 2023 and provide a recommendation on the award of a contract related to the Wastewater Line Rehabilitation Improvements Project Number 167-TX8005 (Tx1747), funded through the State and Local Fiscal Recovery Funds (SLFRF) 2021 allocation.

CONSENT AGENDA (ITEM NOS. 4 - 8):

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.

4. Approval of the minutes of the Regular Meetings of the Johnson City City Council dated October 3, 2023 and October 17, 2023. (Staff)
5. Approval of the Fiscal Year Ending (FYE) 2023 Revenue and Expense, Check Register, and Balance Sheet Reports dated September 30, 2023 and the FYE 2024 Revenue and Expense, Check Register, and Balance Sheet Reports dated October 31, 2023. (Staff)
6. Approval of the cancellation of the November 21, 2023 and December 19, 2023 Regular Meetings of the Johnson City City Council. (City Council)
7. Approval of a Resolution of the City Council of the City of Johnson City, Texas casting its allocation of One Hundred Twenty-Three and One-Half (123.5) votes for the election of members to the Blanco County Appraisal District Board of Directors for Councilmember Shelton Coleman. (BCAD)
8. Approval of a request by Mr. Andrew Creel, P.E., on behalf of Hill Country Wireless & Technology, for a variance to Municipal Code of Ordinances Chapter 10 *Subdivision Regulation*, Appendix B *Design Standards and Specifications Manual*, Section 1.6 *Utilities to be Underground* requiring that all utilities within a residential development be placed underground and related to the placement of one (1) new communication pole along and within N. Avenue N right-of-way for the purposes of installing new fiber optic cable. (Applicant)

ITEMS FOR INDIVIDUAL CONSIDERATION:

9. Discussion of and action on a request for a variance by Mr. David Conlon from Municipal Code of Ordinances Chapter 13 *Utilities*, Article 13.02 *Water and Sewers*, Section 13.02.014 *Mandatory Connection to City Water and Wastewater Systems* for the construction / installation of a residential structure to house Tech Con Trenching, Inc. employees on property located at 512 N. U.S. Hwy. 281, Johnson City, Texas 78636, property more particularly described as BCAD Property ID No. 9059. (Applicant)
10. Pursuant to Municipal Code of Ordinances Chapter 5 *Fire Prevention and Protection*, Article 5.04 *Fireworks*, discussion of and action on a Fireworks Permit Application for the Johnson City Independent School District's Veterans Day Ceremony and Celebration to be held on November 9, 2023. (Applicant)
11. Discussion of and action on the selection of a Project Manager for the 2023-2024 Street Improvement Projects and authorizing the Chief Administrative Officer, in coordination with the City Attorney, to negotiate and execute, on behalf of the City Council of the City

ITEMS FOR INDIVIDUAL CONSIDERATION Cont.:

of Johnson City, Texas, a master services and/or professional services agreement and associated schedule of fees between the City of Johnson City, Texas and the selected Project Manager. (Staff)

12. Discussion of and action on procuring the services of a Registered Professional Land Surveyor to survey the Blanco County Courthouse Square, including, but not limited to, those portions of the following rights-of-way to determine ownership, property lines and corners, maintenance responsibilities, and proper enforcement of traffic / parking regulations:
 - N. Nugent Ave.;
 - E. Pecan Dr.;
 - N. Ave. G; and
 - E. Cypress St. (Councilmember Coleman)

13. Discussion of and action on awarding a contract for the Wastewater Line Rehabilitation Improvements Project Number 167-TX8005 (Tx1747), funded through the State and Local Fiscal Recovery Funds (SLFRF) 2021 allocation, to SKE Construction, LLC. (GDS/Kallman)

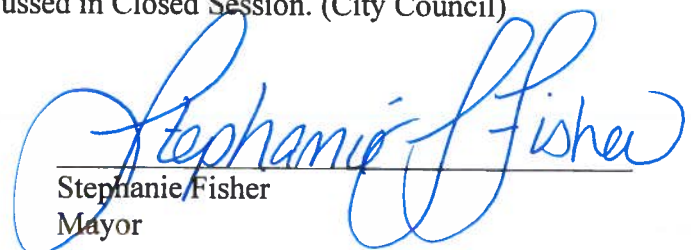
Adjourn into Closed Session

CLOSED SESSION:

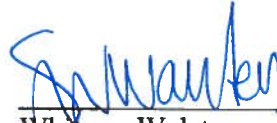
14. The City Council will convene into Closed Session in accordance with Government Code: §551.071 *Consultation with Attorney* to receive legal advice and deliberate a Development Agreement between the City of Johnson City, Texas and TX-290-1031, LLC for 50.48 acres of land located in the extraterritorial jurisdiction of the City on the South side of U.S. Hwy. 290 W. and 0.70 miles West of N. Nugent Ave., including, but not limited to, Section 1 *Development Agreement*, Subsection 1.4 Project and Development Plan, Paragraph 1.4.1.2 (a) requiring that a 12-inch diameter water main be constructed offsite within Texas Department of Transportation (TxDOT) right-of-way and not located in a private easement(s) dedicated to the City. (Mayor Fisher)

Adjourn into Open Session

15. Discussion of and action on matters discussed in Closed Session. (City Council)


Stephanie Fisher
Mayor

I certify that this Agenda was posted on or before November 3, 2023 at 6:00 p.m.



Whitney Walston
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.