



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

The City of Johnson City City Council will meet for a Regular Meeting on Tuesday, January 12, 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

Due to COVID-19, the Governor of Texas issued an order on March 16, 2020 suspending various provisions of the Open Meetings Act. In order to advance the public health goal of social distancing, meeting participation by videoconference and / or teleconference is now allowed. The City of Johnson City utilizes Zoom Technologies:

Join Zoom Meeting

<https://us02web.zoom.us/j/86158500850?pwd=MnRRRGGgxVDJtOVU5UHE5N1BFSVptdz09>

Meeting ID: 861 5850 0850

Passcode: ZcU3RD

Dial by your location

+1 346 248 7799 US (Houston)

Meeting ID: 861 5850 0850

Passcode: 494989

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 Closed Session.

CLOSED SESSION:

3. The City Council will convene into Closed Session in accordance with Government Code:
 - §551.071 *Consultation with Attorney* to receive legal advice and updates from the City Attorney regarding investigations into the Fiscal Year Ending (FYE) 2016 and 2017 Municipal Audits;
 - §551.071 *Consultation with Attorney* to discuss legal issues with the City Attorney regarding the FYE 2018 and 2019 Municipal Audits;
 - §551.071 *Consultation with Attorney* to receive legal advice and updates from Attorney Robert Long of Greenberg Traurig, L.L.P. regarding a U.S. Securities and Exchange Commission investigation (Matter-3952); and
 - §551.074 *Personnel Matters* to discuss a performance evaluation and probation termination of Chief Administrative Officer / City Secretary Rick Schroder.

Adjourn into Open Session.

4. Discussion of and action on matters discussed in Closed Session under Item No. 3 above. (City Council)

REPORTS:

5. Proclamations, Presentations, and/or Reports.
 - Report – Chief Administrative Officer / City Secretary Rick Schroder. Provide progress update to City Council on work performed / objectives achieved since prior City Council meeting. Topics include, but may not be limited to, the following:
 - Financial accounting and FYE 2020 bank reconciliations;
 - Auditing;
 - Process improvements;
 - Code violations cited during the December 8, 2020 City Council meeting; and
 - City of Johnson City’s Coronavirus Relief Fund (CRF) Spending Plan submitted to the Texas Department of Emergency Management on November 13, 2020.
 - Report – Public Works Director Brent Sultemeier. Provide progress update to City Council on work performed / objectives achieved since prior City Council meeting. Topics include, but may not be limited to, water and sewer infrastructure and usage, wastewater treatment plant operations, pending and completed work orders, and street paving.

REPORTS Cont.:

- Report – Police Chief Ross Allen.
Provide progress update to City Council on work performed / objectives achieved since prior City Council meeting. Topics include, but may not be limited to, Department statistics, personnel issues, and public safety.
- Report – Johnson City Chamber of Commerce.
Provide progress update to City Council on work performed / objectives achieved 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 and Special Meetings of the City Council dated December 8 and 14, 2020, respectively. (Staff)
7. Approval of the FYE 2021 Revenue and Expenditure and Posted Transaction Reports dated January 7, 2021. (Staff)
8. Approval of the Quarterly Investment Report for calendar quarter ending December 31, 2020. (Staff)
9. Approval of a Resolution of the City Council of the City of Johnson City, Texas approving and certifying the Blanco County Appraisal District and Tax Assessor-Collector's 2020 tax roll for the City of Johnson City, as required by State Property Tax Code Ann. §26.09(e); authorizing the Chief Administrative Officer / City Secretary to take all necessary steps to implement the provisions of this Resolution; incorporating recitals; providing for severability; and adopting an effective date. (Staff)
10. Approval of a Resolution of the City Council of the City of Johnson City, Texas expressing support for House Bill No. 233 being proposed by Representative Andrew Murr during the 87th Legislative Session; authorizing the Chief Administrative Officer / City Secretary to take all necessary steps to implement the provisions of this Resolution; incorporating recitals; providing for severability; and adopting an effective date. (Staff)

ITEMS FOR INDIVIDUAL CONSIDERATION:

11. Discussion of and action on a request for a variance, pursuant to 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*, from Jason and Allison Hohenberger authorizing the installation of a septic system in lieu of connecting to the

ITEMS FOR INDIVIDUAL CONSIDERATION Cont.:

- City's wastewater system for 118 Crestview Drive, more particularly described as ABS A0561 Survey 41 J. Shackelford, Acres 7.17. (Applicant)
12. Discussion of and action on a recommendation of the Community Development Block Grant (CDBG) Evaluation Committee regarding an administrative services proposal received for the 2021-2022 CDBG Application Cycle for the replacement and/or repair of substandard fire hydrants and the installation of water main valves throughout the City of Johnson City's corporate City limits and naming the firm evaluated as most qualified by the CDBG Evaluation Committee. (Staff)
 13. Discussion of and action on a Professional Services Agreement between the City of Johnson City, Texas and Grant Development Services, Inc. for 2021-2022 CDGB Program grant application preparation services for the replacement and/or repair of substandard fire hydrants and the installation of water main valves throughout the City of Johnson City's corporate City limits. (Staff)
 14. Discussion of and action on a Professional Services Agreement between the City of Johnson City, Texas and Grant Development Services, Inc. for 2021-2022 CDBG Program grant administration management services for the replacement and/or repair of substandard fire hydrants and the installation of water main valves throughout the City of Johnson City's corporate City limits. (Staff)
 15. Discussion of and action on a Hotel Occupancy Tax Funding Agreement between the City of Johnson City, Texas and the Johnson City Chamber of Commerce for, generally, the operation of the Johnson City Visitor Information Center, advertising and promotional programs, promotion of the arts, historical restoration and preservation projects, sporting event activities, and signage for automatic one (1) year renewal terms in the amount of Twelve Thousand Five Hundred Dollars (\$12,500.00) per calendar quarter. (Staff)
 16. Discussion of and action on a proposal from Public Works 1, a subsidiary of iWORQ, for the completion of a pavement index and condition assessment, including, but not limited to, the provision of 360-degree georeferenced imagery and cataloguing of all manholes and signs located within the City's rights-of-way in the amount of Ten Thousand Nine Hundred Dollars (\$10,900.00). (Staff)
 17. Discussion of and action on a Resolution of the City Council of the City of Johnson City, Texas authorizing the video and audio recording of City Council and Planning and Zoning Commission meetings and the placement thereof on the City's website and/or YouTube channel for public information purposes; authorizing the Chief Administrative Officer / City Secretary to take all necessary steps to implement the provisions of this Resolution; incorporating recitals; providing for severability; and adopting an effective date. (Staff)
 18. Discussion of and action on an Ordinance of the City Council of the City of Johnson City, Texas adopting a Design Standards and Specifications Manual to implement the provisions

ITEMS FOR INDIVIDUAL CONSIDERATION Cont.:

of Municipal Code of Ordinances Chapter 10 *Subdivision Regulation* and to provide for the orderly, safe, healthy, and uniform development of the area within the corporate City limits and extraterritorial jurisdiction (ETJ); authorizing the Chief Administrative Officer to take all necessary steps to implement the provisions of this Ordinance; incorporating recitals; providing for severability; repealing any other Code provisions, ordinances, or parts of ordinances, and other provisions in conflict herewith; adopting penalty clauses; and adopting an effective date. (Staff)

19. Discussion of and action on an Ordinance of the City Council of the City of Johnson City, Texas (“City”) enacting regulations requiring the registration of hotels and all other short-term rentals subject to the hotel occupancy tax prescribed by Municipal Code of Ordinances Chapter 11 *Taxation*, Article 11.04 *Hotel Occupancy Tax* within the City limits and Extraterritorial Jurisdiction (“ETJ”); adding Article 4.07 *Hotel Permit Registration* to Municipal Code of Ordinances Chapter 4 *Business Regulations*; authorizing the Chief Administrative Officer to take all necessary steps to implement the provisions of this Ordinance; incorporating recitals; providing for severability; repealing any other Code provisions, ordinances, or parts of ordinances, and other provisions in conflict herewith; adopting penalty clauses creating a misdemeanor offense and penalties not to exceed \$500 per day; and adopting an effective date.

20. Discussion of and action on an Ordinance of the City Council of the City of Johnson City, Texas amending appropriations for the support of the City of Johnson City for the Fiscal Year beginning October 1, 2020 and ending September 30, 2021; appropriating money to a sinking fund to pay the interest and principal of the City’s indebtedness; adopting the annual Budget(s) of the City of Johnson City for the 2020 – 2021 Fiscal Year; authorizing the Chief Administrative Officer / City Secretary to expend monies and sign documents in accordance with said Budget(s); incorporating recitals; providing for severability; repealing any other Code provisions, ordinances, or parts of ordinances, and other provisions in conflict herewith; and adopting an effective date.

Adjourn.



Rhonda Stell
Mayor

I certify that this Agenda was posted on January 8, 2021 at 4:15 a.m. (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 the course of 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.