

Alyssa Linenkugel, Place 1
Tomas Mendoza, Place 2
John Mounce, Place 3



James Castle, Place 4
Daniel Dennis, Place 5
Shelby St. Claire, Mayor Pro Tem, Place 6

James Clark, Mayor
CITY OF JUSTIN
CITY COUNCIL AGENDA
FEBRUARY 13, 2025
415 N. COLLEGE AVE.
5:30 PM

A) CALL TO ORDER

Convene into Session:
Invocation and Pledge of Allegiance
American Flag

Texas Flag: *"Honor the Texas Flag; I pledge allegiance to thee, Texas, one state, under God, one and indivisible"*

B) PROCLAMATION

1. Presentation of a Proclamation recognizing the City of McKinney for allowing the City of Justin Leadership Team to participate in the Staff Shadowing Leadership Program for Professional Development.

C) EXECUTIVE SESSION

Any item on this posted agenda could be discussed in Executive Session as long as it is within one of the permitted categories under sections 551.071 through 551.076 and Section 551.087 of the Texas Government Code.

1. Under Section 551.071, to conduct a private consultation with the City Attorney regarding:
 - Trafford Terrace Developers Agreement
 - Treeline Development
2. Under Section 551.072, to deliberate regarding the purchase, exchange, lease, or sale of real property located north of 1st street, south of Timberbrook Parkway, east of Linwood Drive and west of FM 156.

D) TAKE ANY ACTION AS A RESULT OF CLOSED EXECUTIVE SESSION ITEM(S)

E) UPCOMING MEETINGS AND EVENTS

1. The following is a list of upcoming meetings and events:
 - February 14, 2025, Last day to file for Place on the Ballot
 - February 17, 2025, City Offices Closed for President's Day Holiday

- February 18, 2025, Planning and Zoning Commission Meeting at 6:30 p.m.
- February 20, 2025, EDC/CDC Meeting at 5:30 p.m.
- February 27, 2025, City Council Meeting at 5:30 p.m.

F) PUBLIC COMMENT

In order to expedite the flow of business and to provide all citizens with the opportunity to speak, the mayor may impose a three-minute time limitation for each citizen to speak with a seasonal limitation on speakers on one topic or item with a maximum of fifteen total minutes on the same topic. The Texas Open Meetings Act prohibits the City Council from discussing issues which the public have not been given a seventy-two (72) hour notice. Issues raised may be referred to City staff for research and/or placed on a future agenda.

G) WORKSHOP ITEM(S)

1. Discussion of the Upper Trinity Smart Irrigation Pilot Program
2. Budget Discussion

H) CONSENT AGENDA

Any Council Member may request an item on the Consent Agenda to be taken up for individual consideration.

1. Consider approving the January 23, 2025, City Council meeting minutes; and take appropriate action.
2. Consider approving Resolution 724-24 adopting a Facility Use Policy; and take appropriate action.
3. Consider adopting Ordinance 795-25 second reading, calling for a General Municipal Election to be held on Saturday, May 3, 2025, to elect Three (3) City Council Members to City Council Place One, Place Two, and Place Three to serve two (2) year terms, authorizing the notice of election; authorizing a joint election order with other Denton County political subdivisions; and authorizing the City Secretary to enter into a contract with Denton County for Election Services; take appropriate action.
4. Consider adopting Ordinance 796-25 second reading, calling for a Special Municipal Election on Saturday, May 3, 2025, to amend the City Charter authorizing notice of Special Election, authorizing a Joint Election Order with other Denton County Political Subdivisions, authorizing the City Secretary to enter into an agreement with Denton County for Election Services; and take appropriate action.
5. Consider approving Resolution 734-25 appointing Alwyn Dowell to Place 5 for the Parks and Recreation Board; and take appropriate action.
6. Consider approving Resolution No. 735-25 approving continued participation with the Steering Committee served by Oncor and authorizing the payment of 11 cents per capita to the Steering Committee; and take appropriate action

7. Consider approving Resolution No. 736-25 approving Waste Connections CPI Fee to increase solid waste and recycling rates; and take appropriate action.
8. Consider approving Ordinance 797-25 first reading authorizing the abandonment of a right of way located at 6th Street and Topeka Avenue; and take appropriate action.

I) ITEMS PULLED FROM CONSENT AGENDA

J) ACTION ITEM(S)

1. Consider approving Resolution 733-25 adopting a 2025 Strategic Plan; and take appropriate action.

K) FUTURE AGENDA ITEMS

L) ADJOURN

I, the undersigned authority, do hereby certify that the above notice of the meeting of the City Council of the City of Justin, Texas, is a true and correct copy of the said notice that I posted on the official bulletin board at Justin Municipal Complex, 415 North College Ave., Justin, Texas, a place of convenience and readily accessible to the general public at all times, and said notice posted this 2/6/25 by Amy Piukana at 3 p.m., at least 72 hours preceding the scheduled meeting time.

Amy Piukana

Amy Piukana, TRMC, City Secretary



PROCLAMATION

Recognizing the City of McKinney for participating in the Staff Shadowing Program for Professional Development

WHEREAS, the City of McKinney graciously welcomed the City of Justin staff to participate in a staff shadowing program, fostering collaboration and professional development; and

WHEREAS, this opportunity allowed the City of Justin staff to observe and learn best practices in municipal governance, operations, and public service, directly benefiting our community and enhancing our ability to serve our residents effectively; and

WHEREAS, the City of McKinney's staff demonstrated exceptional professionalism, generosity, and a commitment to fostering intercity cooperation, serving as an outstanding example of teamwork and shared purpose; and

WHEREAS, the collaboration between our cities exemplifies the strength of partnership and the mutual benefits that arise when communities support one another;

NOW, THEREFORE, I, James Clark, Mayor of the City of Justin, on behalf of the City Council and the residents of Justin, do hereby extend our heartfelt thanks and gratitude to the City of McKinney and its staff for their invaluable support, guidance, and hospitality in making this shadowing program a success.

We commend the City of McKinney for its dedication to excellence and its willingness to share knowledge and resources, which will undoubtedly leave a lasting impact on the City of Justin and its citizens.

NOW, THEREFORE, I, James Clark, Mayor of the City of Justin, Texas, on behalf of the City Council, hereby present this proclamation to the City of McKinney this the 13th day of February 2025.

A handwritten signature in cursive script that reads 'James Clark'.

James Clark, Mayor



City Council Coversheet
February 13, 2025
415 N. COLLEGE AVE.

Agenda Item: 1. (WORKSHOP ITEM(S))

Title: Discussion of the Upper Trinity Smart Irrigation Pilot Program

Department: Public Works

Contact: Joshua Little, Public Works Director

Recommendation:

Discussion Item Only

Background:

Upper Trinity Smart Controller Case Study

Background

Upper Trinity Regional Water District (UTRWD) serves 29 communities with drinking water in Denton and Collin counties. Outdoor watering can account for up to 70% of total water usage during the summer months. In May 2024, UTRWD implemented a permanent and mandatory two-day-per-week outdoor watering schedule to reduce peak water demands that strain water infrastructure. In July 2024, certain wholesale customers in UTRWD's northeastern service area, served primarily by the Harpool Water Treatment Plant, implemented Stage 2 of their Drought Contingency Plans which limits outdoor watering to one day per week to further reduce water demands.

Through UTRWD's Irrigation Checkup Program and staff consultations, it was found that many newer homes have Rainbird ESP-TM2 and ESP-ME irrigation controllers installed. These controllers have the ability to receive a plug-in module that enables smart controller capabilities by connecting the controller to Wi-Fi. Smart capabilities the plug-in module offers include connecting to local weather networks that can delay or skip waterings based on rainfall received or forecasted, as well as adjustments to runtimes based on time of year.

Study

UTRWD is seeking to learn more about residential watering habits. The Study will compare homes that have the Rainbird ESP series controllers with LNK2 plug-in module, automatically adjusting watering schedules to homes that have the Rainbird ESP controllers without the LNK2 module installed, where residents have to manually adjust watering schedules. The purpose is to evaluate how effective the LNK2 plug-in modules perform at improving the efficiency and water savings of residential sprinkler systems compared to manual operation of the controller by the resident.

The City of Justin has agreed to assist UTRWD in contacting homeowners to participate, and the City will provide water usage data from its AMI meters. Justin has been selected due to the high prevalence of Rainbird ESP controllers in new housing developments in the City. No personal information from homeowners will be needed, shared or stored by the City. UTRWD will acquire Rainbird LNK2 Wi-Fi modules and provide them at no cost to 50 willing homeowners to install and allow the module to program the controller automatically (**Treatment**). UTRWD and the City will also contact 50 homeowners to participate as a control group (**Control**) to compare against the Treatment group. Both the Treatment and Control groups must have Rainbird ESP series controllers and be within the same neighborhood to assume similar yard size and weather conditions. The Control group will be asked to operate their controller as they normally would to evaluate typical residential watering habits.

UTRWD will partner with Texas A&M AgriLife Irrigation Technology to analyze the daily water usage data between the Treatment and Control groups during the study period from April 1 to September 30 to evaluate the effectiveness of the LNK2 plug-in module. All data will be provided to AgriLife by UTRWD and AgriLife has stated that they will analyze the data at no cost to UTRWD.

Purpose of the Study:

To compare outdoor water usage between homes that have a LNK2 plug-in module on their irrigation controller to homes that do not have the LNK2 module. The hypothesis of the study is that homes that have the LNK2 module with smart watering features enabled will use less water than homes without the module.

Data to be Obtained:

- Daily water usage from irrigation of 50 homes with LNK2 Wi-Fi module and 50 homes without the LNK2 module. Water usage data will be obtained by the City of Justin from each home's AMI meter.
- Statistical analysis of water usage data to determine water savings between the two test groups.

Parameters of Data Metrics:

- 50 homes will receive the LNK2 Wi-Fi Module (**Treatment Group**) and water usage will be compared to 50 homes without the module installed (**Control Group**). All 100 homes will be in the same neighborhood to ensure similar microclimate conditions and similar lot sizes.
- UTRWD's Irrigation Specialist will record watering schedules for all 100 controllers to know when all waterings occur and to ensure smart watering features are enabled for Treatment Group controllers.
- Time to water for all 100 houses to be between 12AM-5AM (the least number of environmental factors that contribute to water loss.)
- Control group should water as they normally do to evaluate typical residential watering habits.
- Daily water usage data will be collected monthly from April 1 to September 30.

Upper Trinity Regional Water District Responsibilities

- Purchase 50 LNK Modules that will be distributed to homeowners in Justin.
- Produce a letter and survey form in coordination with the City of Justin to be mailed to homes within a designated neighborhood asking for participation.
- Irrigation Specialist will install 50 LNK2 Wi-Fi Modules within the designated neighborhood.

- Irrigation Specialist will record current watering schedules for all 100 controllers and will ensure Treatment Group controllers have smart watering features enabled. Other data points to capture include number of zones, plant material, sprinkler type(s) and if a rain/freeze sensor is installed and working.
- Gather and consolidate all data that is measured and build a report to show findings.

City of Justin Responsibilities

- Contact residents to solicit participation in the study.
- Coordinate with UTRWD to distribute LNK2 modules to homes randomly selected to receive them. The City will handle any privacy issues.
- Anonymize and send water usage data from AMI meters to UTRWD at least monthly.

Texas A&M AgriLife Extension Responsibilities

- Conduct statistical analysis of water usage data between Treatment and Control groups to determine water savings that can be attributed to using the LNK2 module. It can be given as a percentage of water savings or some other effective measure.

City Attorney Review: N/A

Attachments:

1. City of Justin Conservation Update Feb 13 2025

Water Conservation Program Update



Blake Alldredge
Water Education Coordinator

UPPER TRINITY

REGIONAL WATER DISTRICT
2008 KEELY

UPPER TRINITY REGIONAL WATER DISTRICT



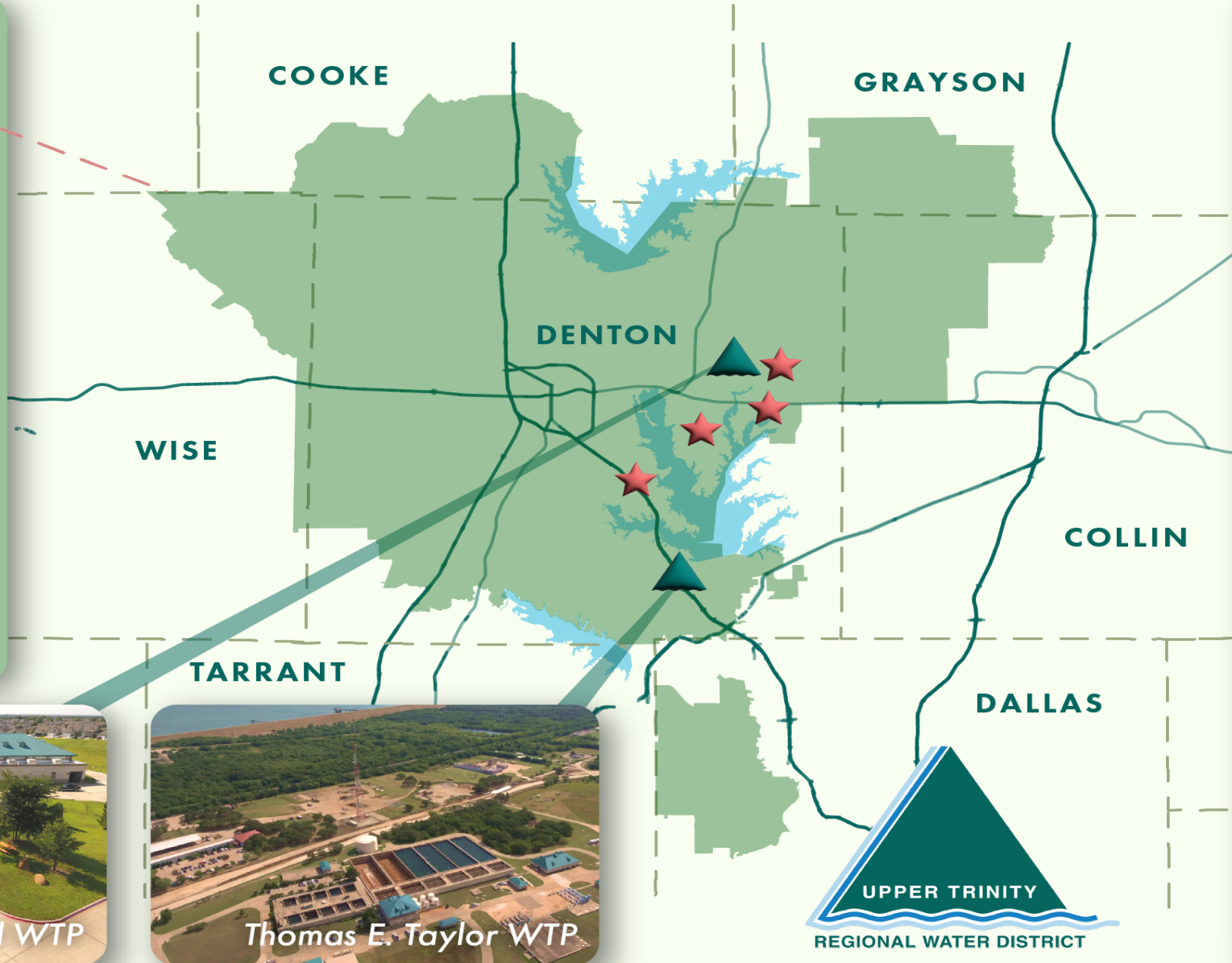
- ▲ Water Treatment Plant
- ★ Water Reclamation Plant

WHOLESALE SERVICES

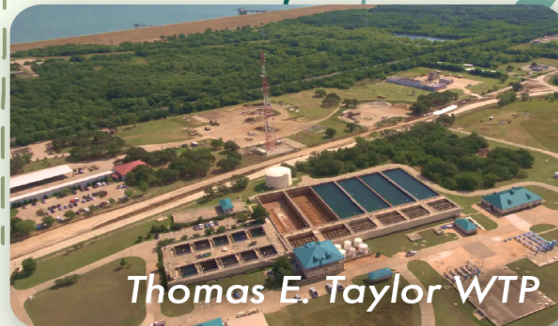
Treated Water
Wastewater Treatment
HHW Collection
Water Conservation
Watershed Protection
Non-Potable Water

LAKE WATER SOURCES

Lake Ray Roberts
Lewisville Lake
Jim Chapman (Cooper) Lake
Lake Ralph Hall



Tom Harpool WTP



Thomas E. Taylor WTP

MEMBERS

Town of Argyle
City of Aubrey
Town of Bartonville
City of Celina
Town of Copper Canyon
City of Corinth
City of Denton
Denton County
DCFWS #7 (Lantana)
Town of Double Oak
Town of Flower Mound
City of Highland Village
City of Irving
City of Justin
City of Krum
Lake Cities MUA
City of Lewisville
Mustang SUD
Town of Northlake
City of Pilot Point
Town of Ponder
Town of Prosper
City of Sanger

CUSTOMERS

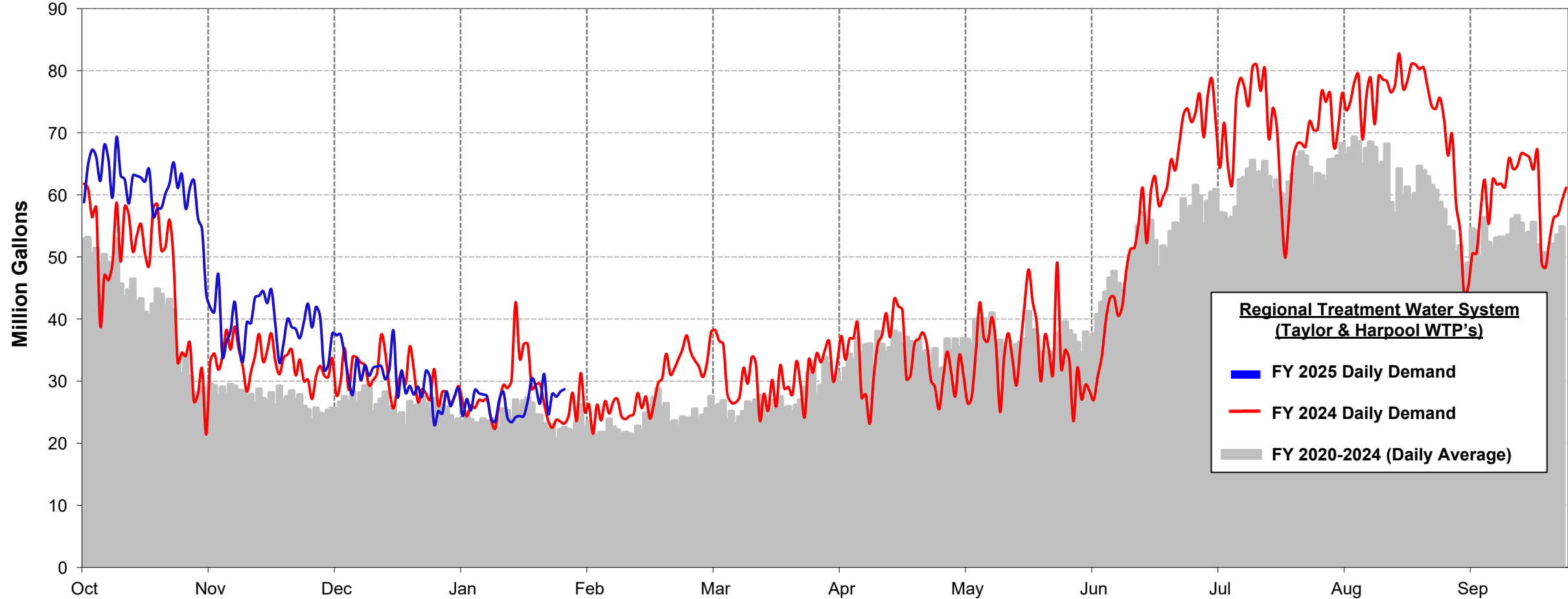
Argyle WSC
Cross Timbers WSC
DCFWS #8A & 11A
(Paloma Creek)
Elm Ridge WCID
Town of Providence Village

CONSERVATION IS IMPORTANT



Upper Trinity Regional Water District Daily Treated Water Demand (Comparison FY 2020 – FY 2024)

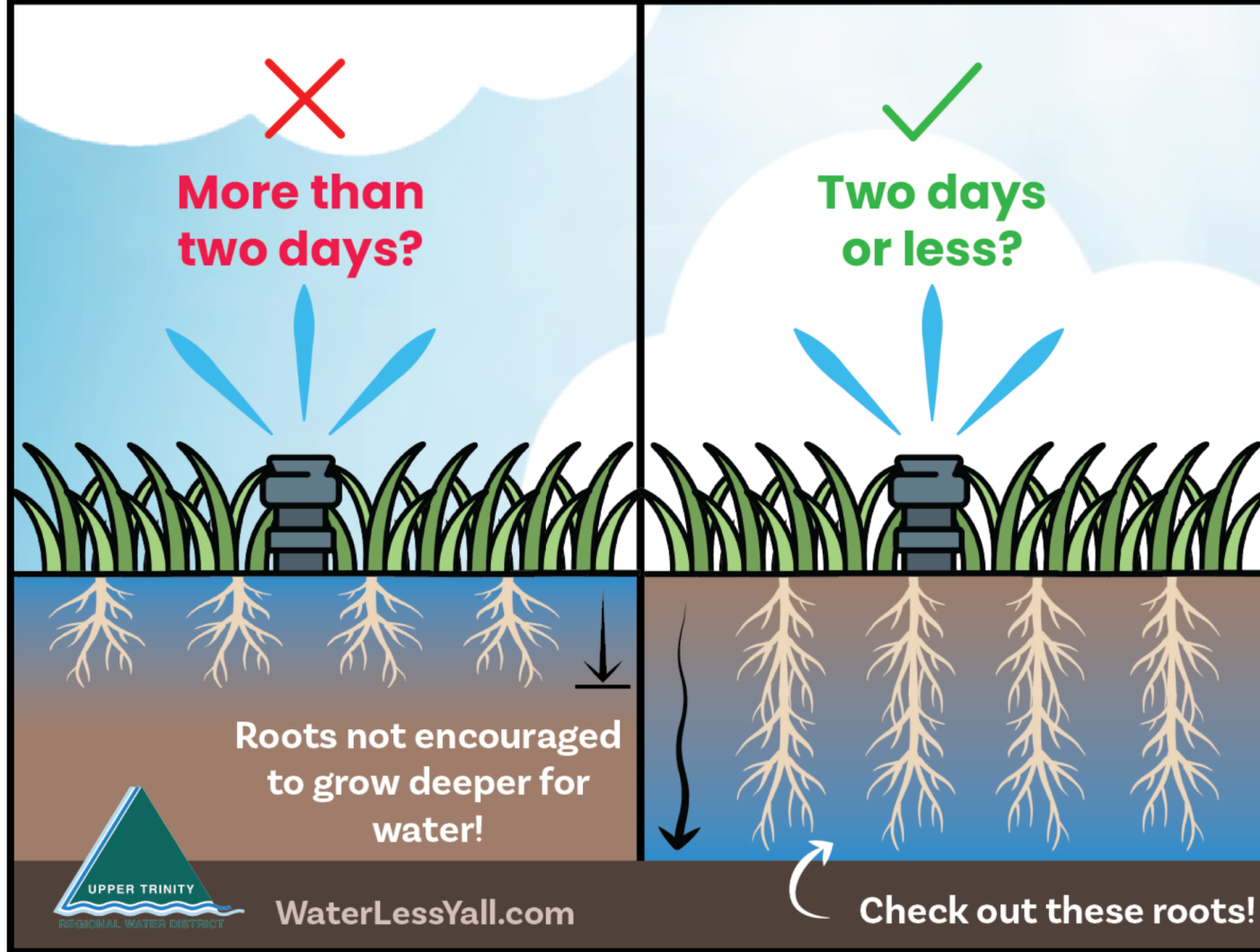
Pumped as of: January 27, 2025
Total Gallons FY2025: 4.75 BG
FY2025 AVG Day: 39.91 MG



TWO DAYS PER WEEK WATERING

SCHEDULE

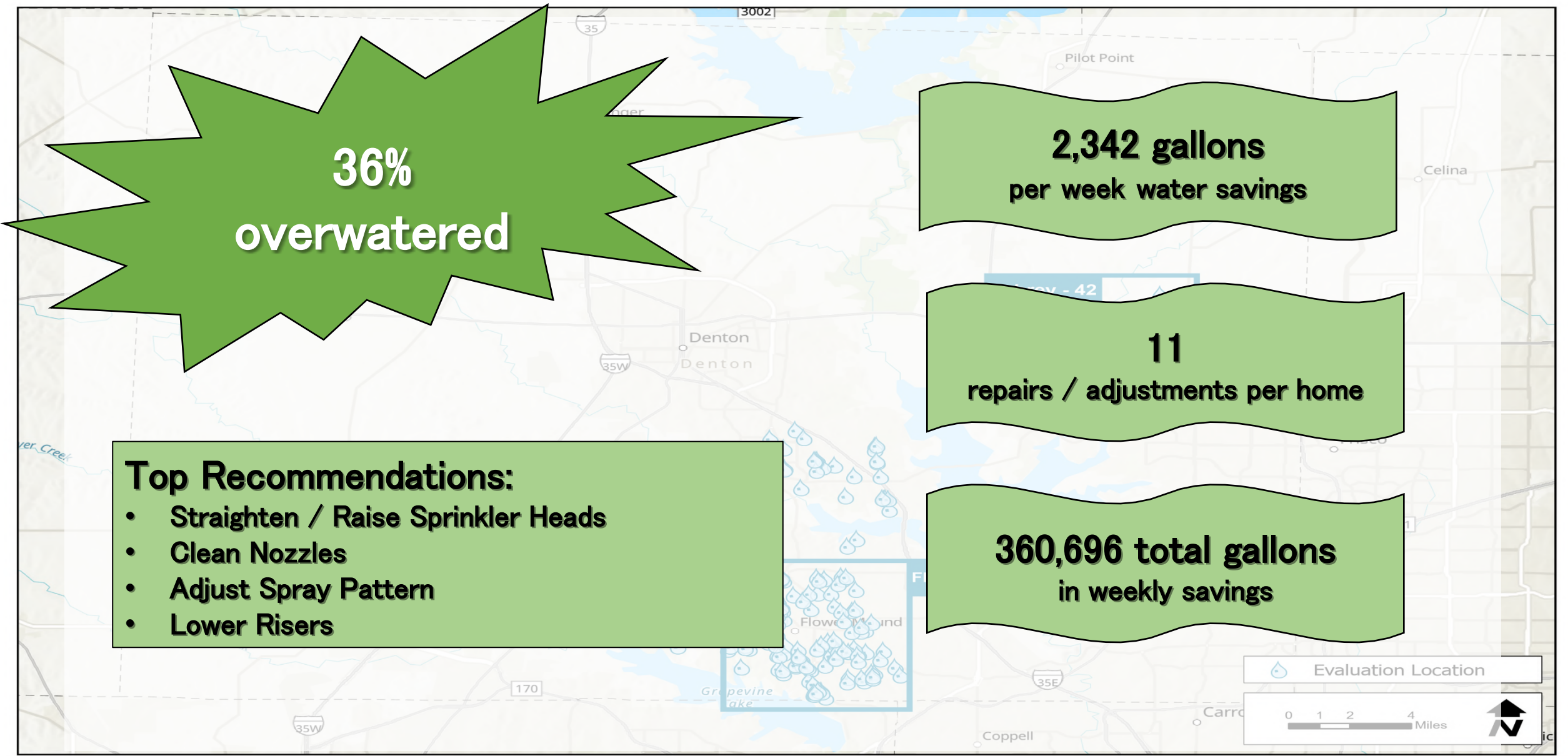
How many days per week are you watering?



2024 CONSERVATION ACTIVITIES

- 'Pledge 2' Campaign
- Water My Yard
- Irrigation Checkups
- Digital Advertising
- Water Talks
- School Outreach





36%
overwatered

2,342 gallons
per week water savings

11
repairs / adjustments per home

Top Recommendations:

- Straighten / Raise Sprinkler Heads
- Clean Nozzles
- Adjust Spray Pattern
- Lower Risers

360,696 total gallons
in weekly savings

 Evaluation Location

0 1 2 4 Miles



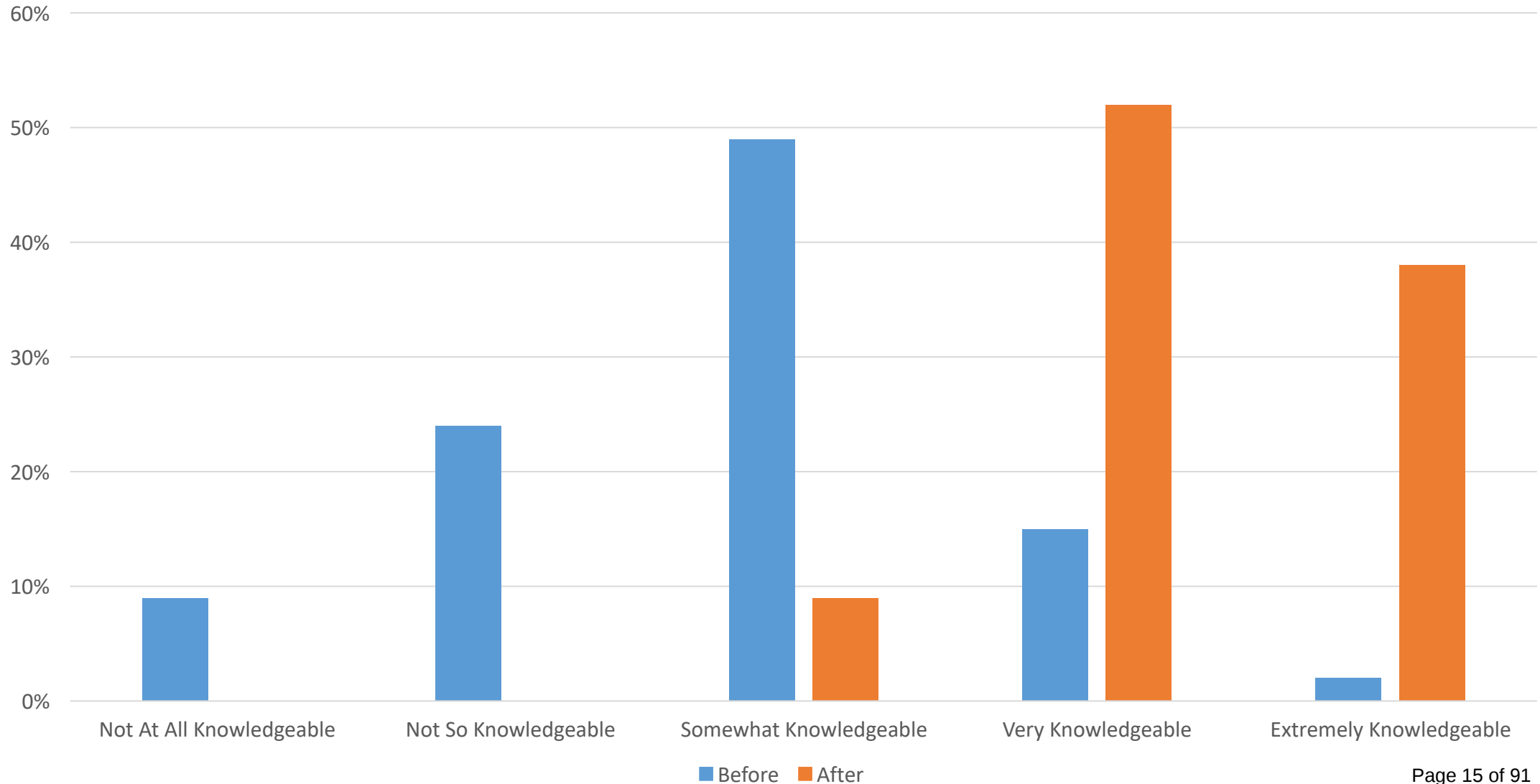


**34% watering more
than 2 days per week**



**57% of systems
had operational
rain / freeze sensors**

Irrigation System Knowledge Change



SMART CONTROLLER STUDY

- The GOAL of the study is to assess the effectiveness of smart controllers in reducing outdoor watering.
- Rainbird ESP series controllers are in many new homes.
- LNK2 plug-in module allows WiFi connection and smart features.



SMART CONTROLLER STUDY

- The City will provide data to UTRWD to compare outdoor water usage between 50 homes with the module and 50 homes without the module.
- Study will begin April 1 and end in September or October.
- Participation will be voluntary.



Questions?

Follow Us!



Alyssa Linenkugel, Place 1
Tomas Mendoza, Place 2
John Mounce, Place 3



James Castle, Place 4
Daniel Dennis, Place 5
Shelby St. Claire, Mayor Pro Tem, Place 6

**State of Texas
County of Denton
City of Justin**

**James Clark, Mayor
MINUTES**

Justin City Council Regular Session Meeting - January 23, 2025

A) CALL TO ORDER

Convene into Session:
Invocation and Pledge of Allegiance
American Flag

Texas Flag: ***"Honor the Texas Flag; I pledge allegiance to thee, Texas, one state, under God, one and indivisible"***

Present

Mayor James Clark, Mayor Pro Tem Shelby St. Claire, Council Member Alyssa Linenkugel, Council Member John Mounce, Council Member Tomas Mendoza, Council Member James Castle, Council Member Daniel Dennis

City Staff: City Manager Jarrod Greenwood, Assistant City Manager, Abbey Reece, City Secretary, Amy Piukana, Director of Development Matthew Cyr, and City Attorney, Matthew Boyle.

With a quorum of members present, Mayor Clark called the meeting to order at 5:30 p.m.

Pastor Daniel Alexander with Gateway Church led the invocation. Mayor Clark led the Pledge of Allegiance and Pledge to the Texas Flag.

B) RECOGNITION

1. Recognition of Helen Allen for her years of service on the Library Board.

Mayor Clark recognized Helen Allen for years of service from 2017 - 2024 on the Library Board.

2. Certificate of Recognition with Meals on Wheels

Mayor Clark recognized Meals on Wheels volunteers in attendance and provided Amber Angel with a certificate of recognition for her service to the community.

3. Presentation of the Quilts of Valor Program

Library Director Lesa Keith briefed City Council regarding the Quilts of Valor Program. Ms. Keith

introduced Barbara Angel who presented a quilt to a veteran on behalf of the Quilts of Valor Program.

4. Employee Recognition by the City Manager

City Manager Jarrod Greenwood provided Assistant City Manager Abbey Reece with an ICMA Plaque for obtaining the High Performance Leadership Master Certificate.

C) EXECUTIVE SESSION

Any item on this posted agenda could be discussed in Executive Session as long as it is within one of the permitted categories under sections 551.071 through 551.076 and Section 551.087 of the Texas Government Code.

Mayor Clark recessed the meeting into a closed executive session at 5:56 p.m., and it reconvened into an open session at 6:56 p.m.

1. Under Section 551.071, to conduct a private consultation with the City Attorney regarding:

- Short Term Rentals
- Range Creek Developers Agreement
- Trafford Terrace Developers Agreement
- Treeline Development
- Madera Municipal Management District

2. Under Section 551.072, to deliberate regarding the purchase, exchange, lease, or sale of real property related to Water Infrastructure

D) TAKE ANY ACTION AS A RESULT OF CLOSED EXECUTIVE SESSION ITEM(S)

Mayor Clark noted agenda item J. 2 (Resolution 732-25 Madera Municipal Management District No. 1) was discussed in closed session, therefore he would like to advance to Item J.2 for action.

E) UPCOMING MEETINGS AND EVENTS

Communications Manager Krystal Gonzalez provided an overview of upcoming items and community events.

1. The following is a list of upcoming meetings and events:
 - January 15 - February 14, 2025, City Election File Dates
 - January 20, 2025, City Offices Closed for the MLK Holiday
 - February 3, 2025, Municipal Court at 5 p.m.
 - February 11, 2025 Parks and Recreation Board Meeting at 6 p.m.
 - February 13, 2025, City Council Meeting at 5:30 p.m.
 - February 17, 2025, City Offices Closed for President's Day Holiday
 - February 18, 2025, Planning and Zoning Commission Meeting at 6:30 p.m.
 - February 20, 2025, EDC/CDC Meeting at 5:30 p.m.

F) WORKSHOP ITEM(S) AND REPORT(S)

1. Discuss a Short Term Rental Policy

Director of Development Matthew Cyr briefed the City Council regarding this item. Mr. Cyr noted this item was requested by Council Member Mounce.

The City Council discussed short-term rental state law hotel occupancy tax reporting, the definition of a short-term rental and hotel, Airbnb collection of state taxes, short term rental policies, noise and parking issues and ways to manage, quick reference sheet to ensure homeowners are aware of policies, and registration requirements.

2. Receive a Biannual Update from the Planning & Zoning Commission

The Planning and Zoning Chairman David Beck provided a biannual update to the City Council.

3. Receive a TIRZ #1 Update

Director of Planning and Development Matthew Cyr briefed the City Council on the TIRZ #1 Project.

Council Member Mendoza asked what participation amount the county would contribute. Mr. Cyr noted this amount would be discussed with the interlocal agreement. Mr. Greenwood explained approval would be necessary with County Commissioners and the Judge. After approval, the interlocal agreement would come back to City Council for review and approval.

4. Receive the annual Racial Profiling Report 2024

Police Chief Brian Frieda provided a 2024 annual Racial Profiling Report.

5. Receive an Emergency Response Update from the Fire Department

The Fire Chief Matthew Mitchell briefed the City Council regarding the Emergency Response Update during the most recent winter storm.

G) PUBLIC COMMENT

In order to expedite the flow of business and to provide all citizens with the opportunity to speak, the mayor may impose a three-minute time limitation for each citizen to speak with a seasonal limitation on speakers on one topic or item with a maximum of fifteen total minutes on the same topic. The Texas Open Meetings Act prohibits the City Council from discussing issues which the public have not been given a seventy-two (72) hour notice. Issues raised may be referred to City staff for research and/or placed on a future agenda.

The following comments were provided:

Mark Haiducek, 1219 Valley Drive, Justin, TX, spoke in support of short-term rentals.

Pastor Roger and Charlene Hilton, 16152 Shawnee Trail Justin, TX, spoke regarding their non-profit faith-based organization and the services they provide.

H) CONSENT AGENDA

Any Council Member may request an item on the Consent Agenda to be taken up for individual consideration.

Council Member Mounce requested agenda item 5 (Resolution 730-25, Justin Facility Naming Policy) be amended to replace the word conclusively with equality.

After discussion, a motion was made by Mayor Pro Tem St. Claire to approve Consent Items H.1 through H.6, with the amendment to Item H.5, as discussed. Motion seconded by Council Member Castle. The motion was approved unanimously.

1. Consider approving the City Council minutes dated December 12, 2024, Regular Meeting, and January 13, 2025, Special Called Meeting; and take appropriate action.
2. Consider adopting Ordinance 793-24, second reading to establish the Unified Development Code therefore amending, repealing, and replacing Chapter 52, Chapter 36, Chapter 42; Chapter 12 Article IV, and amending Sec. 10-247 through Sec. 10-252, amending Ch 12 Article II, Amending chapter 12 Article III, and Chapter 12 Article VI; and take appropriate action.
3. Consider adopting Ordinance 795-25 first reading, calling for a General Municipal Election to be held on Saturday, May 3, 2025, to elect Three (3) City Council Members to City Council Place One, Place Two, and Place Three to serve two (2) year terms, authorizing the notice of election; authorizing a joint election order with other Denton County political subdivisions; and authorizing the City Secretary to enter into a contract with Denton County for Election Services; take appropriate action.
4. Consider adopting Ordinance 796-25 calling for a Special Municipal Election on Saturday, May 3, 2025, to amend the City Charter authorizing notice of Special Election, authorizing a Joint Election Order with other Denton County Political Subdivisions, authorizing the City Secretary to enter into an agreement with Denton County for Election Services; and take appropriate action.
5. Consider approving Resolution 730-25 adopting a City of Justin Facility Naming Policy; and take appropriation action.
6. Consider approving Resolution 731-25 amending the Fee Schedule; and take appropriate action.

I) ITEMS PULLED FROM CONSENT AGENDA

No separate action was taken.

J) ACTION ITEMS

1. Consider approving Resolution 792-25 authorizing the Mayor to execute an agreement between the City of Justin and Bloomfield Homes, L.P. for the construction and funding of authorized improvements and reimbursement of advances for Timberbrook Public Improvement District No. 1- Improvement of Area #3; and take appropriate action.

Director of Development Matthew Cyr briefed the City Council regarding this item.

Motion made by Council Member Dennis to approve Resolution 792-25, as presented. The motion was seconded by Council Member Linenkugel. The motion was approved unanimously.

2. Consider approving Resolution 732-25 granting consent to the creation of the Madera Municipal Management District no. 1 and the inclusion of 539 acres of land into said district; and take appropriate action.

A motion was made by Mayor Pro Tem St. Claire to approve Resolution 732-25, as presented. The motion was seconded by Council Member Mendoza. The motion was approved unanimously.

K) FUTURE AGENDA ITEMS

There were no future agenda items discussed.

L) ADJOURN

There being no further business, Mayor Clark adjourned the meeting at 8:05

Amy Piukana

Amy Piukana, TRMC, City Secretary

Seal:



City Council Coversheet
February 13, 2025
415 N. COLLEGE AVE.

Agenda Item: 2. (CONSENT AGENDA)

Title: Consider approving Resolution 724-24 adopting a Facility Use Policy; and take appropriate action.

Department: Public Works

Contact: Joshua Little, Public Works Director

Recommendation:

Staff recommends approval and adoption of Resolution 724-24

Background:

Purpose & Need for the Policy

The City of Justin's Facility Use Policy establishes a structured approach for the use of City-owned facilities, ensuring their availability for community benefit while safeguarding the City's assets and maintaining organized access. This policy addresses several key needs:

1. **Supporting Community Engagement:** By enabling public access to City-owned facilities, this policy supports community engagement and enrichment. It provides local organizations—particularly volunteer-managed athletic associations—with spaces for events, meetings, and programs that promote active and inclusive community participation.
2. **Consistency in Facility Use:** With designated policies governing facility use, the City ensures that all parties using the facilities do so under consistent standards. This approach reduces the risk of misunderstandings, improves accountability, and enhances the quality of care and upkeep of the facilities.
3. **Preserving City Assets:** This policy helps to protect these assets by outlining expectations for use, maintenance, and responsibilities, promoting the longevity of the facilities and reducing unnecessary wear or damage.
4. **Goal:** This ensures that use of the city-owned facilities aligns with the City's strategic goals and public interests.
5. **Flexibility for Future Expansion:** As community needs evolve, additional City-owned facilities may be made available. This policy accommodates future expansions by applying a standardized approach to both current and newly available facilities.

In summary, the policy ensures that the City's facilities serve the community effectively, transparently, and sustainably, fostering a positive environment for public use while preserving the City's assets for

long-term benefit.

City Attorney Review: Yes

Attachments:

1. Resolution 724-24 Facility Use
2. City of Justin Facility Use Policy 2-3-25

**CITY OF JUSTIN
RESOLUTION 724-24**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JUSTIN, TEXAS
APPROVING A FACILITY USE POLICY FOR THE CITY OF JUSTIN.**

WHEREAS, the City of Justin has several public facilities available for use by the public; and

WHEREAS, the City of Justin desires to set the policy for the use of all public facilities by Resolution; and

NOW, THEREFORE, BE RESOLVED BY THE CITY COUNCIL OF THE CITY OF JUSTIN, TEXAS:

SECTION 1: The City of Justin Facility Use Policy is hereby approved as set forth on the attached Exhibit “A”.

SECTION 3: If any portion of this Resolution shall, for any reason, be declared invalid by any court of competent jurisdiction, such invalidity shall not affect the remaining provisions hereof and the Council hereby determines that it would have adopted this Resolution without the invalid provision.

SECTION 4: That this Resolution shall become effective from and after its date of passage.

DULY PASSED and approved by the City Council of the City of Justin, Texas, by a vote on this the 13th day of February 2025.

APPROVED:

James Clark, Mayor

ATTEST:

Amy M. Piukana, City Secretary

APPROVED AS TO FORM:

Matthew Boyle, City Attorney



City of Justin, Texas Facility Use Policy

PURPOSE:

The City of Justin has certain facilities that may offer opportunities for public use. This facility use policy is designed to govern the use of City-owned facilities by the public. This facility use policy covers the facilities designated herein and all other City-owned facilities which may become available in the future for public use.

1. GENERAL INFORMATION:

Facilities of the City of Justin are primarily designed to offer and accommodate year-round programs, activities, and meetings of various local volunteer-managed athletic associations through a partnership with the City of Justin. The City Council determines who the City will lease its facilities to and will make final decisions on the authorization and termination of all partnership agreements/contracts at the City Council's sole discretion. The following guidelines and list of criteria are to assist the City Council in making its determination when considering the eligibility of potential partnership agreements/contracts.

- A. The program must provide and maintain liability insurance coverage, naming the City as additionally insured. The minimum limits for this coverage shall be \$1,000,000 per occurrence / \$2,000,000 aggregate for general liability and for property damage.
- B. The program must have an adequate method for selecting coaches and volunteers. Such methods must include, at a minimum, conducting yearly background checks for all coaches, assistants, managers, board members, volunteers, umpires and referees.
- C. The program's board must have dispute resolution procedures in place for handling program concerns.
- D. When executing the partnership agreement/contract, the selected program/organization must certify that it meets these qualifications.

2. RESERVATION POLICIES AND PROCEDURES:

- A. Prior to utilizing any city-owned facility, organizations are required to complete a City of Justin Rental Application.
- B. Reservation applications will be accepted on a first come first served basis.
- C. The individual signing the application must be 18 years of age or older.
- D. Applications for facility reservations must be submitted at least seven calendar days in advance of the rental date. The applicant is not authorized to use the facility until the application is approved and the applicable fees are paid. If the rental date falls on a weekend day, the application must be approved and payment made prior to noon on the Friday before the rental date.
- E. The applicant is responsible for the event and will be held responsible for all actions, behavior and damage caused by any players, coaches or guests.
- F. At all times the applicant shall be present at the facility while the facility is being used.
- G. Non-compliance may result in denial of future requests.
- H. Due to the size and nature of an event the city may require an Event permit.

- I. An Event permit may have different requirements and deadlines than a facility rental application. The applicant is responsible for being knowledgeable about all appropriate deadlines.
- J. The City reserves the right to cancel all reservations without providing any other accommodation in the event the facility is needed for municipal government purposes or if the facility becomes unavailable due to unforeseen maintenance or safety issues.
- K. Facility reservations are non-transferable.

3. PROHIBITED USES:

- A. Any event where the noise level will interfere with activities in City offices or adjacent properties.
- B. Any group where the number of participants is greater than the applicable occupancy limit.
- C. Any illegal activity.
- D. Any purposes are contrary to federal, state or local law.
- E. Any other use deemed inappropriate by the City Manager.

4. GENERAL RULES AND REGULATIONS:

For the facilities to be enjoyed by everyone the following basic rules of good conduct must be observed at all City facilities.

- A. Park and City facilities close at 10:00pm.
- B. Alcoholic beverages are prohibited. It shall be unlawful for any person to possess or consume any alcoholic beverage in any City Park or facility.
- C. Ballfields close at 10:00pm, at which time the lights will turn off via an automatic timer.
- D. Littering is prohibited in any City facility. Littering shall include leaving trash or other items by persons and not placing trash and other items in appropriate trash receptacles provided at facilities.
- E. Failure to comply with facility rules and regulations may cause the cancellation of reservations and denial of future reservation requests. Additionally, a violation of a rule or regulations that is set forth by the City of Justin Code of Ordinances may result in the conviction of a misdemeanor and imposition of fines.
- F. The City of Justin reserves the right to limit the use or alter the schedule due to any City related event or condition which poses a conflict with the requested rental period.
- G. The city strives to maintain a 30-day notice for all pre-planned events or activities.

5. EQUIPMENT:

- A. The use, alteration, removal, damage or destruction of any City equipment is prohibited. The applicant will be held responsible for any damage to any City owned property or equipment.

6. CLOSURES AND CANCELLATIONS:

- A. It is unlawful for any non-City employee to go on or enter a facility which has been designated as a Closed.
- B. The city will make every attempt to avoid facility closures during peak sports seasons. However, the city may close facilities due to unforeseen maintenance, safety concerns, inclement weather or any reason that the city feels is in the best interest and safety of the participants.
- C. If the facility is closed due to inclement weather rescheduling in lieu of a refund is permitted based upon availability of the facility.

7. TOURNAMENTS:

The City of Justin realizes the importance of athletic tournaments. These events have a major impact on the local economy as well as providing a revenue source for the city and the City's approved athletic association programs. All tournament requests must be submitted through a Facility Rental Application to the City. Tournament approvals are based on field availability.

8. CONCESSIONS:

All food or beverage related concession operations are provided either by the approved athletic association program or by the city.

9. FACILITY ACCESS:

The applicant will receive access instructions/information upon application approval and payment via phone call or email. In the event of an unforeseeable emergency the applicant may contact the Public Works Department at 940-648-2541 during the hours of 7:00am to 3:30pm Monday – Friday or after hours at 817-876-7956. All lights must be turned off and facility doors or gates must be secured at the conclusion of the reservation.

10. INSURANCE REQUIREMENTS:

Proof of insurance that lists the City of Justin as an additional insured entity is required for all organized programs of athletic competitions. The minimum limits for this coverage shall be \$1,000,000 per occurrence / \$2,000,000 aggregate for general liability and for property damage. The insurance requirement may be waived by the City Manager after consultation with the City Attorney.

11. DISCLAIMER:

Use of City facilities does not constitute City endorsement of the viewpoints, beliefs, ideas or policies expressed by organizations or individuals using the space. Furthermore, no organization or individual using a city facility may advertise or imply that the City endorses the viewpoints, beliefs, ideas, or policies expressed by such organization or individual.

12. RELEASE OF LIABILITY:

The City assumes no responsibility for personal injury or injury to or loss of property brought or placed in the facility in connection with the use of the facility. Users are responsible for their guest's adherence to the policies described herein.

13. USE OF CITY NAME OR LOGO:

The use of the City of Justin name and logo is prohibited by any organization or person for any purpose in connection with the use of the city facilities for publicity or otherwise except to identify the location of the event. Unauthorized use of the City of Justin name or logo may be grounds for termination of the use agreement and may be subjected to other legal actions.

14. DEPOSITS:

Deposits are refundable under the following conditions:

- A. Provided that no damage has occurred to the facility or fixtures.
- B. The renter must have followed all facility use guidelines and policies and City Ordinances during the reservation time.

15. CANCELLATIONS AND REFUNDS:

- A. To receive a full refund of all fees and deposits the reservation must be canceled at least 14 days prior to the reservation date.
- B. If the cancellation occurs after the 14-day period, the City of Justin reserves the right to assess a \$100 administrative fee to cover staffing costs.
- C. No refunds will be given for cancellations within two (2) days of the reservation date or for a cancellation notice after the rental date.
- D. If the facility is closed due to inclement weather rescheduling in lieu of a refund is permitted based upon availability of the facility. To be considered for approval the reservation must be rescheduled no later than five (5) days after the original reservation date.
- E. Failure to submit a refund request or to reschedule in the time frame noted forfeits the opportunity for a refund or rescheduling in lieu of a refund.

16. RESERVATION FEES:

See the [City of Justin Master Fee Schedule](#)

EXHIBIT A:

AVAILABLE FACILITIES

Community Park Baseball fields
Community Park Soccer fields
City Hall Pavilions
City Hall Tennis/Pickleball Courts
Timberbrook Dog Park
Bishop Park
Tally Park
Reatta Park
Community Park

EXHIBIT B:

UNAVAILABLE FACILITIES

City Hall Indoor Gym



City Council Coversheet
February 13, 2025
415 N. COLLEGE AVE.

Agenda Item: 3. (CONSENT AGENDA)

Title: Consider adopting Ordinance 795-25 second reading, calling for a General Municipal Election to be held on Saturday, May 3, 2025, to elect Three (3) City Council Members to City Council Place One, Place Two, and Place Three to serve two (2) year terms, authorizing the notice of election; authorizing a joint election order with other Denton County political subdivisions; and authorizing the City Secretary to enter into a contract with Denton County for Election Services; take appropriate action.

Department: Administration

Contact: Amy Piukana, City Secretary

Recommendation:

City Administration recommends the City Council adopt Ordinance 795-25, as presented.

Background:

With three (3) Council Members having expiring terms in May 2025, it is necessary to order a General Election to fill upcoming vacancies. Current seats with terms expiring in May are Place One, Place Two, and Place Three with two (2) year terms. The proposed Ordinance calls the election and authorizes a joint election contract with Denton County to provide Election Services.

City Attorney Review: Yes

Attachments:

1. Ord 795-25 Calling General Election
2. Ord 795-25 Calling General Election AP_Spanish
3. Ord 795-25 Calling General Election AP_Vietnamese

ORDINANCE NO. XXX-25

AN ORDINANCE OF THE CITY OF JUSTIN, TEXAS (“CITY”), CALLING FOR A GENERAL MUNICIPAL ELECTION ON SATURDAY, MAY 3, 2025, TO ELECT THREE (3) CITY COUNCIL MEMBERS TO CITY COUNCIL PLACE ONE, PLACE TWO, AND PLACE THREE TO SERVE TWO (2) YEAR TERMS; AUTHORIZING NOTICE OF ELECTION; AUTHORIZING A JOINT ELECTION ORDER WITH OTHER DENTON COUNTY POLITICAL SUBDIVISIONS; AUTHORIZING THE CITY SECRETARY TO ENTER INTO AN AGREEMENT WITH DENTON COUNTY FOR THE ELECTION; FIXING THE TIME, PLACE, AND MANNER OF HOLDING SAID ELECTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, under the provisions of State law the City Council shall call a General Municipal Election to elect three (3) City Council Members to City Council Place one, Place two, and Place three to serve (2) year terms; and

WHEREAS, Section 41.001(a) of the Texas Election Code, as amended, provides for a general election of City Officials to be held on uniform election dates; being the first Saturday in May or the first Tuesday after the first Monday in November; and

WHEREAS, Section 11.0581(a) of the Texas Education Code requires independent school districts (ISDs) to conduct their general election for trustees on the same date as the election for the members of the governing body of a municipality located in the school district; the general election for state and county officers, or the election for the members of the governing body of a hospital district; and

WHEREAS, Section 271 of the Texas Election Code authorizes the elections ordered by the authorities of two or more political subdivisions that are to be held on the same day in all or part of the same county to be held jointly in the election precincts that can be served by common polling places; and

WHEREAS, the City is authorized by law to adopt the provisions contained herein, and has complied with all the prerequisites necessary for the passage of this ordinance; and

WHEREAS, all statutory and constitutional requirements for the passage of this ordinance have been adhered to, including, but not limited to the Open Meetings Act; and

WHEREAS, the purpose of this ordinance is to promote the public health, safety, and general welfare of the citizens of the City of Justin.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF JUSTIN, TEXAS;

SECTION 1. That all matters stated hereinabove are found to be true and correct and are incorporated herein by reference as if copied in their entirety.

SECTION 2. That, a General Municipal Election be and the same is hereby ordered to be held on the first Saturday in May 2025, the same being May 3, 2025, to elect three (3) City Council Members to Place one, Place two, and Place three to serve two (2) year terms.

SECTION 3. That, said election shall be held in accordance with the Election Code of the State of Texas, the statutes of the State of Texas, The City Charter, and this ordinance of the City of Justin, Texas, and shall be in conformity with the procedures set forth herein.

SECTION 4. That, the election shall be held jointly with the Denton County, and other Denton County governmental entities on May 3, 2025, pursuant to Section 11 of the Texas Education Code and Section 271 of the Texas Election Code. The costs of said election shall be shared by the governmental entities as set forth in the Election Services Contract which will be on file in the City Secretary's office.

SECTION 5. That, a single election precinct is hereby created, which consists of the territory located within the corporate limits of the City of Justin, Texas, the official polling place for voting on Election Day shall be the Justin City Hall, 415 N. College Ave., Justin, Texas. All resident, qualified voters of the City of Justin, Texas shall be permitted to vote in said election. In addition, the election materials as outlined in Section 272.005, Texas Election Code, shall be printed in both English and Spanish for use at the polling places during Early Voting and on Election Day.

SECTION 6. That, the polling place for said election shall be open from 7:00 a.m. to 7:00 p.m. on Election Day.

SECTION 7. That, in compliance with Section 85.004 of the Texas Election Code, early voting by personal appearance shall be conducted at the various Denton County polling locations.

SECTION 8. The City Secretary, with the concurrence of the City Council, is hereby authorized to execute the Election Services Contract, and any amendments thereto, on behalf of the City. The City Secretary is authorized to prepare a Notice of Election as prescribed by the Texas Election Code, to be posted not later than Saturday, April 12, 2025, and published in accordance with the provisions of the Code and the City Charter one time, no earlier than Thursday, April 3, 2025, and no later than Wednesday, April 23, 2025.

SECTION 9. That this ordinance shall take effect immediately from and after its passage, as the law in such cases provide.

PASSED ON THE FIRST READING BY THE CITY COUNCIL ON THE 23rd DAY OF JANUARY, 2025.

PASSED ON SECOND READING BY THE CITY COUNCIL ON THE 13th DAY OF FEBRUARY, 2025.

APPROVED:

Mayor, James Clark

ATTEST:

City Secretary, Amy M. Piukana

APPROVED AS TO FORM:

City Attorney, Matthew Boyle

ORDENANZA NO. 795-25

UNA ORDENANZA DE LA CIUDAD DE JUSTIN, TEXAS (“CIUDAD”), CONVOCANDO A UNA ELECCIÓN MUNICIPAL GENERAL EL DÍA SÁBADO 3 DE MAYO DE 2025, PARA ELEGIR TRES (3) MIEMBROS DEL CONCEJO MUNICIPAL PARA EL PUESTO UNO, PUESTO DOS Y PUESTO TRES DEL CONCEJO MUNICIPAL, PARA MANDATOS DE DOS (2) AÑOS; AUTORIZANDO UN AVISO DE ELECCIÓN; AUTORIZANDO UNA CONVOCATORIA DE ELECCIÓN CONJUNTA CON OTRAS SUBDIVISIONES POLÍTICAS DEL CONDADO DE DENTON; AUTORIZANDO AL SECRETARIO MUNICIPAL A CELEBRAR UN CONTRATO CON EL CONDADO DE DENTON PARA LA ELECCIÓN; ESTABLECIENDO LA HORA, EL LUGAR Y LA FORMA DE REALIZAR DICHA ELECCIÓN; Y PROPORCIONANDO UNA FECHA DE VIGENCIA.

CONSIDERANDO QUE, según las disposiciones de la ley estatal, el Concejo Municipal convocará a una Elección municipal general para elegir tres (3) miembros del Concejo Municipal para el puesto uno, el puesto dos y el puesto tres del Concejo Municipal, para mandatos de (2) años; y

CONSIDERANDO QUE, la Sección 41.001(a) del Código de Elecciones de Texas, y sus modificaciones, prevé una elección general de funcionarios municipales que se celebrará en fechas electorales uniformes, siendo estas el primer sábado de mayo o el primer martes después del primer lunes de noviembre; y

CONSIDERANDO QUE, la Sección 11.0581(a) del Código de Educación de Texas requiere que los distritos escolares independientes (Independent School Districts, ISDs) lleven a cabo sus elecciones generales para administradores en la misma fecha que las elecciones para los miembros del órgano de gobierno de un municipio ubicado en el distrito escolar; la elección general para funcionarios estatales y del condado, o la elección para los miembros del órgano de gobierno de un distrito hospitalario; y

CONSIDERANDO QUE, la Sección 271 del Código de Elecciones de Texas autoriza que las elecciones ordenadas por las autoridades de dos o más subdivisiones políticas que deban celebrarse el mismo día en todo o parte del mismo condado se celebren conjuntamente en los distritos electorales que puedan ser atendidos por lugares de votación comunes; y

CONSIDERANDO QUE, la Ciudad está autorizada por ley a adoptar las disposiciones contenidas en la presente ordenanza, y ha cumplido todos los requisitos previos necesarios para la aprobación de la misma; y

CONSIDERANDO QUE, se han cumplido todos los requisitos estatutarios y constitucionales para la aprobación de esta ordenanza, incluida, entre otras, la Ley de Reuniones Abiertas; y

CONSIDERANDO QUE, el propósito de esta ordenanza es promover la salud pública, la seguridad y el bienestar general de los ciudadanos de la Ciudad de Justin.

AHORA, POR LO TANTO, EL CONCEJO MUNICIPAL DE LA CIUDAD DE JUSTIN, TEXAS, ORDENA:

SECCIÓN 1. Que todos los asuntos declarados anteriormente son verdaderos y correctos y se incorporan al presente documento por referencia, como si se copiaran en su totalidad.

SECCIÓN 2. Que se ordena que se celebre una Elección Municipal General el primer sábado de mayo de 2025, siendo el mismo el 3 de mayo de 2025, para elegir a tres (3) Miembros del Concejo Municipal, para el Puesto uno, Puesto dos y Puesto tres, para mandatos de dos (2) años.

SECCIÓN 3. Que, dicha elección se celebrará de conformidad con el Código de Elecciones del Estado de Texas, los estatutos del Estado de Texas, los Estatutos de la Ciudad de Justin, y esta ordenanza de la Ciudad de Justin, Texas, y estará en conformidad con los procedimientos establecidos en el presente documento.

SECCIÓN 4. Que, la elección se celebrará conjuntamente con el Condado de Denton, y otras entidades gubernamentales del Condado de Denton el 3 de mayo de 2025, de conformidad con la Sección 11 del Código de Educación de Texas y la Sección 271 del Código de Elecciones de Texas. Los costos de dicha elección serán compartidos por las entidades gubernamentales como se establece en el Contrato de Servicios Electorales que estará archivado en la oficina del Secretario Municipal.

SECCIÓN 5. Que, por la presente se crea un distrito electoral único, el cual consiste en el territorio ubicado dentro de los límites corporativos de la Ciudad de Justin, Texas, y el lugar oficial de votación para votar el Día de la Elección será Justin City Hall, 415 N. College Ave., Justin, Texas. Todos los votantes residentes y calificados de la Ciudad de Justin, Texas, podrán votar en dicha elección. Además, los materiales electorales como se indica en la Sección 272.005, Código de Elecciones de Texas, se imprimirán en inglés y en español para su uso en los lugares de votación durante la votación anticipada y el Día de la Elección.

SECCIÓN 6. Que, el Día de la Elección, el lugar de votación para dicha elección estará abierto de 7:00 a.m. a 7:00 p.m.

SECCIÓN 7. Que, en cumplimiento de la Sección 85.004 del Código de Elecciones de Texas, la votación anticipada en persona se llevará a cabo en los distintos lugares de votación del Condado de Denton.

SECCIÓN 8. Por la presente, se autoriza al Secretario Municipal, con la conformidad del Concejo Municipal, a suscribir el Contrato de Servicios Electorales, y cualquier enmienda al mismo, en nombre de la Ciudad. Se autoriza al Secretario Municipal a preparar un Aviso de Elección según lo prescrito por el Código de Elecciones de Texas, que se publicará a más tardar el sábado 12 de abril de 2025 y se publicará una vez, de conformidad con las disposiciones del Código y los Estatutos de la Ciudad, no antes del jueves 3 de abril de 2025 y no después del miércoles 23 de abril de 2025.

SECCIÓN 9. Que la presente ordenanza entrará en vigencia inmediatamente a partir de su aprobación, tal y como establece la ley en estos casos.

APROBADO EN PRIMERA LECTURA POR EL CONCEJO MUNICIPAL EL DÍA 23 DE ENERO DE 2025.

APROBADO EN SEGUNDA LECTURA POR EL CONCEJO MUNICIPAL EL DÍA 13 DE FEBRERO DE 2025.

APROBADO:

Alcalde, James Clark

DOY FE:

Secretaria Municipal, Amy M. Piukana

APROBADO EN CUANTO A LA FORMA:

Abogado Municipal, Matthew Boyle

SẮC LỆNH SỐ 795-25

SẮC LỆNH CỦA THÀNH PHỐ JUSTIN, TEXAS (“THÀNH PHỐ”), YÊU CẦU TIẾN HÀNH MỘT CUỘC TỔNG TUYỂN CỬ CỦA THÀNH PHỐ VÀO THỨ BẢY, NGÀY 3 THÁNG 5 NĂM 2025, ĐỂ BẦU BA (3) ỦY VIÊN HỘI ĐỒNG THÀNH PHỐ VÀO NĂM GIỮ CÁC VỊ TRÍ MỘT, VỊ TRÍ HAI VÀ VỊ TRÍ BA TRONG HỘI ĐỒNG THÀNH PHỐ ĐỂ PHỤC VỤ CÁC NHIỆM KỲ HAI (2) NĂM; CHO PHÉP THÔNG BÁO BẦU CỬ; CHO PHÉP LỆNH BẦU CỬ CHUNG VỚI CÁC PHÂN KHU CHÍNH TRỊ KHÁC CỦA QUẬN DENTON; CHO PHÉP THU KÝ THÀNH PHỐ KÝ THỎA THUẬN VỚI QUẬN DENTON VỀ CUỘC BẦU CỬ; CHỈ ĐỊNH THỜI GIAN, ĐỊA ĐIỂM VÀ CÁCH THỨC TỔ CHỨC CUỘC BẦU CỬ NÓI TRÊN; VÀ XÁC ĐỊNH NGÀY CÓ HIỆU LỰC.

XÉT RẰNG, theo các quy định của luật Tiểu Bang, Hội Đồng Thành Phố phải tổ chức một Cuộc Tổng Tuyển Cử Của Thành Phố để bầu ba (3) Ủy Viên Hội Đồng Thành Phố vào Vị Trí một, Vị Trí hai và Vị Trí ba trong Hội Đồng Thành Phố để phục vụ các nhiệm kỳ hai (2) năm; và

XÉT RẰNG, Mục 41.001(a) của Bộ Luật Bầu Cử Texas, sau tu chính, quy định cuộc tổng tuyển cử bầu Viên Chức Thành Phố sẽ được tổ chức vào các ngày bầu cử thống nhất là thứ Bảy đầu tiên của tháng Năm hoặc thứ Ba đầu tiên sau thứ Hai đầu tiên của tháng Mười Một; và

XÉT RẰNG, Mục 11.0581(a) Bộ Luật Giáo Dục Texas yêu cầu các học khu độc lập (independent school district, ISD) phải tiến hành cuộc tổng tuyển cử của học khu để bầu ra các ủy viên vào cùng ngày với cuộc bầu cử để bầu các thành viên của cơ quan quản lý một thành phố nằm trong học khu; cuộc tổng tuyển cử để bầu các viên chức của tiểu bang và quận, hoặc cuộc bầu cử bầu các thành viên của cơ quan quản lý một khu bệnh viện; và

XÉT RẰNG, Mục 271 của Bộ Luật Bầu Cử Texas cho phép các cuộc bầu cử theo lệnh của chính quyền có hai phân khu chính trị trở lên được tổ chức vào cùng một ngày tại toàn bộ hoặc một phần của quận đó được tổ chức chung tại các phòng phiếu chung có thể dùng như khu bầu cử; và

XÉT RẰNG, Thành Phố được pháp luật cho phép áp dụng các quy định nêu tại đây, và đã tuân thủ mọi điều kiện tiên quyết cần thiết để thông qua sắc lệnh này; và

XÉT RẰNG, tất cả các yêu cầu của luật và hiến pháp để thông qua sắc lệnh này đều đã được tuân thủ, bao gồm nhưng không giới hạn ở Đạo Luật về các Cuộc Họp Công Khai; và

XÉT RẰNG, sắc lệnh này có mục đích thúc đẩy sức khỏe, sự an toàn cộng đồng và phúc lợi chung của người dân Thành Phố Justin.

VÌ VẬY, HỘI ĐỒNG THÀNH PHỐ JUSTIN, TEXAS RA QUYẾT ĐỊNH SAU ĐÂY:

MỤC 1. Rằng tất cả các vấn đề nêu trên đều được xác định là đúng sự thật và chính xác và được đưa vào đây thông qua tham chiếu và được coi là đầy đủ.

MỤC 2. Rằng sẽ tổ chức một Cuộc Tổng Tuyển Cử Của Thành phố và cuộc bầu cử này theo lệnh được tổ chức vào thứ Bảy đầu tiên của tháng 5 năm 2025, tức ngày 3 tháng 5 năm 2025, để bầu ba (3) Ủy Viên Hội Đồng Thành Phố vào năm giữ Vị Trí một, Vị Trí hai và Vị trí ba để phục vụ các nhiệm kỳ hai (2) năm.

MỤC 3. Rằng cuộc bầu cử nói trên sẽ được tổ chức theo Bộ Luật Bầu Cử của Tiểu Bang Texas, các điều lệ của Tiểu Bang Texas, Hiến Chương Thành phố và sắc lệnh này của Thành Phố Justin, Texas, và sẽ phù hợp với các thủ tục được nêu tại đây.

MỤC 4. Rằng cuộc bầu cử sẽ được tổ chức chung với Quận Denton và các tổ chức chính quyền khác của Quận Denton vào ngày 3 tháng 5 năm 2025 theo Mục 11 của Bộ Luật Giáo Dục Texas và Mục 271 của Bộ Luật Bầu Cử Texas. Chi phí của cuộc bầu cử nói trên sẽ được các tổ chức chính quyền chia sẻ theo quy định trong Hợp Đồng Dịch Vụ Bầu Cử sẽ được lưu tại văn phòng của Thư Ký Thành Phố.

MỤC 5. Rằng theo đây thành lập một khu bầu cử duy nhất, bao gồm phần lãnh thổ thuộc ranh giới doanh nghiệp của Thành Phố Justin, Texas, phòng phiếu chính thức để bỏ phiếu vào Ngày Bầu Cử sẽ là Tòa Thị Chính Justin tại địa chỉ 415 N. College Ave., Justin, Texas. Tất cả cư dân, cử tri đủ điều kiện của Thành Phố Justin, Texas đều sẽ được phép bỏ phiếu trong cuộc bầu cử nói trên. Ngoài ra, các tài liệu bầu cử được liệt kê ở Mục 272.005, Bộ Luật Bầu Cử Texas, sẽ được in bằng cả tiếng Anh và tiếng Tây Ban Nha để sử dụng tại các phòng phiếu trong thời gian Bỏ Phiếu Sớm và vào Ngày Bầu Cử.

MỤC 6. Rằng phòng phiếu phục vụ cuộc bầu cử nói trên sẽ mở cửa từ 7 giờ sáng đến 7 giờ tối vào Ngày Bầu Cử.

MỤC 7. Rằng để tuân thủ Mục 85.004 Bộ Luật Bầu Cử Texas, việc bỏ phiếu sớm bằng hình thức trực tiếp sẽ được tiến hành tại nhiều địa điểm bỏ phiếu của Quận Denton.

MỤC 8. Khi được Hội Đồng Thành Phố chấp thuận, Thư Ký Thành Phố được quyền thay mặt Thành phố ký Hợp Đồng Dịch Vụ Bầu Cử cùng các sửa đổi đối với Hợp đồng này. Theo quy định của Bộ Luật Bầu Cử Texas, Thư Ký Thành Phố sẽ soạn thảo Thông Báo Bầu Cử, thông báo này phải được đăng muộn nhất là thứ Bảy, ngày 12 tháng 4 năm 2025 và được công bố một lần phù hợp với các điều khoản của Bộ Luật và Hiến Chương Thành Phố, không sớm hơn thứ Năm, ngày 3 tháng 4 năm 2025 và không muộn hơn thứ Tư, ngày 23 tháng 4 năm 2025.

MỤC 9. Sắc lệnh này sẽ có hiệu lực ngay từ thời điểm được thông qua và đúng theo quy định của luật hiện hành.

ĐƯỢC THÔNG QUA TRONG LẦN ĐỀ TRÌNH LẦN ĐẦU LÊN HỘI ĐỒNG THÀNH PHỐ VÀO NGÀY 23 THÁNG 1 NĂM 2025.

ĐƯỢC THÔNG QUA TRONG LẦN ĐỀ TRÌNH THỨ HAI LÊN HỘI ĐỒNG THÀNH PHỐ VÀO NGÀY 13 THÁNG 2 NĂM 2025.

ĐÃ PHÊ DUYỆT:

Thị Trưởng, James Clark

CHỨNG THỰC:

Thư Ký Thành Phố, Amy M. Piukana

ĐÃ PHÊ DUYỆT NHỮNG NỘI DUNG TRONG BIỂU MẪU NÀY:

Luật Sư Thành Phố, Matthew Boyle



City Council Coversheet
February 13, 2025
415 N. COLLEGE AVE.

Agenda Item: 4. (CONSENT AGENDA)

Title: Consider adopting Ordinance 796-25 second reading, calling for a Special Municipal Election on Saturday, May 3, 2025, to amend the City Charter authorizing notice of Special Election, authorizing a Joint Election Order with other Denton County Political Subdivisions, authorizing the City Secretary to enter into an agreement with Denton County for Election Services; and take appropriate action.

Department: Administration

Contact: Amy Piukana, City Secretary

Recommendation:

City Administration recommends the City Council adopt Ordinance 796-25, as presented.

Background:

The proposed Charter amendments were provided by the Charter Review Commission and the City Council. All propositions require a public vote. The proposed Ordinance 796-25 calls for a Special Municipal Election for the purpose of amending the City Charter, authorizing a Notice of Special Election authorizing a Joint Election Order with other Denton County Political Subdivisions, and authorizing the City Secretary to enter into an agreement with Denton County to conduct Election Services. The proposed ordinance has been translated in English, Spanish, and Vietnamese to meet the Election Code requirements.

City Attorney Review: Yes

Attachments:

1. Ord 796-25 Election Ordinance English
2. Exhibit Ord 796-25 Exhibit English Charter Amendment Recommendations Updated (1)
3. Ord 796-25 Election Ordinance Atty-Spanish
4. Exhibit Ord 796-25 Charter Amendment Recommendations Updated_Spanish
5. Ord 796-25 Election Ordinance Atty_Vietnamese
6. Ord 796-25 Charter Exhibit Vietnamese

ORDINANCE NO. 796-25

AN ORDINANCE OF THE CITY OF JUSTIN, TEXAS (“CITY”), CALLING FOR A SPECIAL MUNICIPAL ELECTION ON SATURDAY, MAY 3, 2025, FOR THE PURPOSE OF AMENDING THE CITY CHARTER; AUTHORIZING NOTICE OF SPECIAL ELECTION; AUTHORIZING A JOINT ELECTION ORDER WITH OTHER DENTON COUNTY POLITICAL SUBDIVISIONS; AUTHORIZING THE CITY SECRETARY TO ENTER INTO AN AGREEMENT WITH DENTON COUNTY FOR THE SPECIAL ELECTION; FIXING THE TIME, PLACE, AND MANNER OF HOLDING SAID ELECTION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Justin, Texas is a home rule city acting under its charter adopted by the electorate pursuant to Article XI, Section 5 of the Texas Constitution and Chapter 9 of the Local Government Code; and

WHEREAS, it is the intention of the City Council to call a Special Election to submit proposed amendments to the City Charter to the voters in accordance with Section 9.004 of the Local Government Code; and

WHEREAS, an election to submit to the voters proposed amendments to the City Charter is required by law to be held on the uniform election date of May 3, 2025; and

WHEREAS, Section 41.011 of the Election Code establishes the first Saturday in May as a uniform election and the City Council has determined that date in compliance with the law; and

WHEREAS, the City is authorized by law to adopt the provisions contained herein, and has complied with all the prerequisites necessary for the passage of this ordinance; and

WHEREAS, all statutory and constitutional requirements for the passage of this ordinance have been adhered to, including, but not limited to the Open Meetings Act; and

WHEREAS, the purpose of this ordinance is to promote the public health, safety, and general welfare of the citizens of the City of Justin.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF JUSTIN, TEXAS;

SECTION 1. That all matters stated hereinabove are found to be true and correct and are incorporated herein by reference as if copied in their entirety.

SECTION 2. CHARTER AMENDMENT ELECTION CALLED

The City Council does hereby on its own motion order a special election to submit to the voters of the City proposed amendments to the City Charter. The proposed charter amendments to the City Charter are set forth in Exhibit “A” attached to this Ordinance and is hereby approved by the City Council for submission to the voters. The election shall be conducted according to the laws of the State of Texas, and shall be held on Saturday, May 3, 2025, from 7:00 a.m. to 7:00 p.m.

SECTION 3. ELECTION SERVICES CONTRACT

The Mayor is hereby authorized to execute a contract with the Denton County Elections Administrator to have Denton County furnish all or any portion of the election services and equipment necessary to conduct the election. The contract and election services provided therein shall conform to Chapter 42, Subchapter D, of the Texas Election Code and other applicable statutes and laws.

SECTION 4. CONTRACT TERMS

The contract shall provide the type of electronic voting equipment to be used for early voting by personal appearance and on election day; notification and training for election judges and clerks; an estimate and final payment terms for the election services provided; agreements for early voting equipment and voting machine rental and other procedures to conduct the election.

SECTION 5. COMBINED BALLOTS

This special election shall be held in conjunction with the general election for the election of City Council members. Combined ballots may be utilized containing all of the offices and propositions to be voted on at each polling place, provided that no voter shall be given a ballot or permitted to vote for any office or proposition on which the voter is ineligible to vote. Returns may be made of forms, which are individual or combined, and the Elections Administrator shall be designated as the custodian of combined records.

SECTION 6. CHARTER PROPOSITION BALLOTS

The official ballots for the special election shall be prepared in accordance with the Texas Election Code so as to permit the electors to vote "Yes" or "No" on the propositions, with the ballots to contain such provisions, markings, and language as required by law, and with the propositions to be expressed substantially as set forth on Exhibit "A" attached hereto and incorporated herein for all purposes.

SECTION 7. POLLING PLACE

The election day polling place for this special election shall be Justin City Hall, 415 N. College Avenue, Justin, Texas 76247, between the hours of 7:00 a.m. and 7:00 p.m. on election day.

SECTION 8. PRESIDING ELECTION JUDGE

The Presiding Election Judge and Alternate Presiding Election Judge shall be appointed by Denton County as indicated in the Contract and authorized by Chapter 271 of the Texas Election Code.

SECTION 9. METHOD OF VOTING

The City Secretary is hereby authorized and instructed to provide and furnish all necessary supplies to conduct the special election, in accordance with this Ordinance and the Election Code.

SECTION 10. EARLY VOTING

(a) Early Voting by Personal Appearance. Frank Phillips, the Denton County Elections Administrator, is hereby designated as the Early Voting Clerk for the election as indicated in the Contract. Early voting by personal appearance shall

commence on April 21, 2025 and shall continue until April 29, 2025. On at least two weekdays during the early voting period, the location for early voting shall be open for at least twelve (12) hours as mandated by state law. The early voting main location will be Denton County Elections Center, 701 Kimberly Drive, Suite A100, Denton , TX 76208 and the Justin Early Voting location will be at Justin City Hall, 415 N. College, Justin, Texas 76247.

- (b) Early Voting by Mail. The Elections Administrator shall be responsible for the Early Voting applications and ballots. Applications for early voting by mail may be delivered to 701 Kimberly Drive, Suite A100, Denton , TX 76208, not later than the close of business day on April 29, 2025, regardless of delivery method. Early voting ballots shall be mailed to the Elections Administrator at the same address. The City Secretary is directed to forward applications and ballots he may receive to the Elections Administrator as provided in the Contract.

SECTION 11. NOTICE OF ELECTION

- (a) Notice of Election. A substantial copy of this Ordinance shall serve as proper notice of the special election. Said notice, including Spanish and Vietnamese translations thereof, shall be posted not later than the twenty first (21) day before the election on the bulletin board used for posting notices of meetings of the City Council and shall be published at least once, not earlier than the thirtieth (30th) day, nor later than the tenth (10th) day before the election in a newspaper published and of general circulation in the City of Justin.
- (b) Publication of Amendments. Additionally, in accordance with Section 9.004(c) of the Texas Local Government Code, notice shall be published in a newspaper of general election in Justin on the same day, in each of two consecutive weeks, with the first publication occurring before the fourteenth (14th) day before the election day. The notice shall contain a substantial copy of the proposed amendments.

SECTION 12. AMENDMENTS.

Matters contained in this Ordinance relating to discretionary procedural matters may be amended by the City Council.

PASSED ON THE FIRST READING BY THE CITY COUNCIL ON THE 23rd DAY OF JANUARY, 2025.

PASSED ON SECOND READING BY THE CITY COUNCIL ON THE 13th DAY OF FEBRUARY, 2025.

APPROVED:

Mayor, James Clark

ATTEST:

City Secretary, Amy M. Piukana

APPROVED AS TO FORM:

City Attorney, Matthew Boyle



Charter Amendment Recommendations

PROPOSITION A:

Shall Article III, Section 3-1(2)(4) and (5) of the City Charter of the City of Justin be amended to change the terms of office of members of Council from two to three years?

PROPOSITION B:

Shall Article III, Section 3.02(1) of the City Charter of the City of Justin be Amended to limit council members to three total terms, instead of four?

PROPOSITION C:

Shall Article III Section 3.06(5) of the City Charter of the City of Justin be changed so that in the event of a vacancy on City Council, the City Secretary would be required to reach out to the NON-ELECTED candidate receiving the highest number of votes from the most recent City election to offer them the position? If that candidate declines, the City Secretary would reach out to the candidate who received the 2nd highest number of votes. This process would continue until a previous candidate accepts and the City Council makes the appointment. If no previous candidate accepts, the council reverts to the procedures in Resolution 614-23 and fills the vacancy by a majority vote of council.

PROPOSITION D:

Shall Article III, Section 3.11 of the City Charter of the City of Justin regarding conflicts of interest of council members, be changed to require a council member who has a conflict of interest on a matter before council to leave the council chambers while the matter is being discussed and voted on?

PROPOSITION E:

Shall Article III, Section 3.18, Interim Government, of the City Charter of the City of Justin, which states that the Mayor and Council at the time of passage of the original City Charter will remain in office until the expiration of their terms, be eliminated?

PROPOSITION F:

Shall Article IV, Section 4.01(1) of the City Charter be changed that The City Manager need not be a resident of the City when appointed, but shall within a reasonable time after such appointment, not to exceed twelve (12) months, reside within the City or the City's extraterritorial jurisdiction, at Council's discretion, during the balance of the tenure of his or her appointment.

PROPOSITION G:

Shall Article IV, Section 4.01(5)(B) of the City Charter of the City of Justin be changed to allow the City Manager to appoint an interim City Manager in the event of an absence of

less than two weeks, while Council has that power in the event of an absence of more than two weeks?

PROPOSITION H:

Shall Article IV, Section 4.02(4)(B) of the City Charter of the City of Justin be changed to require the City Secretary to attend all meetings and hearings of the City Council, unless excused by the City Manager?

PROPOSITION I:

Shall Article VI, Section 6.02(2)(B) of the City Charter of the City of Justin be changed to require each candidate for City office be a registered, qualified voter?

PROPOSITION J:

Shall Article XIII of the City Charter of the City of Justin, Ethics, Prohibitions, and Penalties, be re-written to create a Board of Ethics appointed by City Council, a Code of Ethical Procedures including a Code of Unethical behavior for City employees and officials, to require disclosure of conflicts of interest, for a three-year prohibition of transactions with the City after an official leaves office, for procedures for filing complaints of unethical behavior with the Board of Ethics and hearings to be held by the Board, for guidelines for decisions by the Ethics Board, and a Code of Ethics for City employees and officials?

ORDENANZA NO. 796-25

UNA ORDENANZA DE LA CIUDAD DE JUSTIN, TEXAS (“CIUDAD”), CONVOCANDO A UNA ELECCIÓN MUNICIPAL ESPECIAL EL DÍA SÁBADO 3 DE MAYO DE 2025, CON LA FINALIDAD DE MODIFICAR LOS ESTATUTOS DE LA CIUDAD; AUTORIZANDO UN AVISO DE ELECCIÓN ESPECIAL; AUTORIZANDO UNA CONVOCATORIA DE ELECCIÓN CONJUNTA CON OTRAS SUBDIVISIONES POLÍTICAS DEL CONDADO DE DENTON; AUTORIZANDO AL SECRETARIO MUNICIPAL A CELEBRAR UN CONTRATO CON EL CONDADO DE DENTON PARA LA ELECCIÓN ESPECIAL; ESTABLECIENDO LA HORA, EL LUGAR Y LA FORMA DE REALIZAR DICHA ELECCIÓN; Y PROPORCIONANDO UNA FECHA DE VIGENCIA.

CONSIDERANDO QUE, la Ciudad de Justin, Texas es una ciudad autónoma que actúa en virtud de sus estatutos adoptados por el electorado de conformidad con el Artículo XI, Sección 5 de la Constitución de Texas y el Capítulo 9 del Código de Gobierno Local; y

CONSIDERANDO QUE, es la intención del Concejo Municipal convocar a una Elección Especial para presentar a los votantes las enmiendas propuestas a los Estatutos de la Ciudad de acuerdo con la Sección 9.004 del Código de Gobierno Local; y

CONSIDERANDO QUE, la ley exige que se celebren elecciones para presentar a los votantes las enmiendas propuestas a los Estatutos de la Ciudad en la fecha electoral uniforme del 3 de mayo de 2025; y

CONSIDERANDO QUE, la sección 41.011 del Código de Elecciones establece el primer sábado de mayo como elección uniforme y el Concejo Municipal ha determinado esa fecha en cumplimiento de la ley; y

CONSIDERANDO QUE, la Ciudad está autorizada por ley a adoptar las disposiciones contenidas en la presente ordenanza, y ha cumplido todos los requisitos previos necesarios para la aprobación de la misma; y

CONSIDERANDO QUE, se han cumplido todos los requisitos estatutarios y constitucionales para la aprobación de esta ordenanza, incluida, entre otras, la Ley de Reuniones Abiertas; y

CONSIDERANDO QUE, el propósito de esta ordenanza es promover la salud pública, la seguridad y el bienestar general de los ciudadanos de la Ciudad de Justin.

AHORA, POR LO TANTO, EL CONCEJO MUNICIPAL DE LA CIUDAD DE JUSTIN, TEXAS, ORDENA:

SECCIÓN 1. Que todos los asuntos declarados anteriormente son verdaderos y correctos y se incorporan al presente documento por referencia, como si se copiaran en su totalidad.

SECCIÓN 2. CONVOCATORIA DE ELECCIÓN PARA MODIFICAR LOS ESTATUTOS
Por la presente, el Concejo Municipal ordena, por iniciativa propia, una elección especial para presentar a los votantes de la Ciudad las enmiendas propuestas a los

Estatutos de la Ciudad. Las enmiendas propuestas a los Estatutos de la Ciudad se establecen en el Anexo “A” adjunto a esta Ordenanza y por la presente son aprobadas por el Concejo Municipal para su presentación a los votantes. La elección se llevará a cabo de acuerdo con las leyes del Estado de Texas, y se celebrará el sábado 3 de mayo de 2025, de 7:00 a.m. a 7:00 p.m.

SECCIÓN 3. CONTRATO DE SERVICIOS ELECTORALES

Por la presente, se autoriza al Alcalde a celebrar un contrato con el Administrador de Elecciones del Condado de Denton para que el Condado de Denton proporcione todos o parte de los servicios y equipos electorales necesarios para llevar a cabo las elecciones. El contrato y los servicios electorales previstos en el mismo se ajustarán al Capítulo 42, Subcapítulo D, del Código de Elecciones de Texas y otros estatutos y leyes aplicables.

SECCIÓN 4. TÉRMINOS DEL CONTRATO

El contrato estipulará el tipo de equipo de votación electrónica que se utilizará para la votación anticipada en persona y el día de las elecciones; la notificación y la capacitación de jueces y secretarios electorales; un presupuesto y las condiciones finales de pago de los servicios electorales prestados; los acuerdos para el alquiler del equipo de votación anticipada y de las máquinas de votación y otros procedimientos para llevar a cabo las elecciones.

SECCIÓN 5. PAPELETAS DE VOTACIÓN COMBINADA

Esta elección especial se celebrará conjuntamente con la elección general para la elección de los miembros del Concejo Municipal. Se pueden utilizar papeletas de votación combinadas que contengan todos los cargos y proposiciones que se votarán en cada centro de votación, siempre que no se le entregue una papeleta de votación a ningún votante ni se le permita votar por ningún cargo o propuesta para el cual el votante no sea elegible para votar. Se podrán realizar devoluciones de formularios, que sean individuales o combinados, y el Administrador de Elecciones será designado como custodio de los registros combinados.

SECCIÓN 6. PAPELETAS DE VOTACIÓN DE LAS PROPUESTAS PARA LOS ESTATUTOS

Las papeletas oficiales para la elección especial se prepararán de acuerdo con el Código de Elecciones de Texas de manera que permitan a los electores votar “Sí” o “No” a las propuestas, y las papeletas contendrán las disposiciones, las marcas y el lenguaje requeridos por la ley; además, las propuestas se expresarán sustancialmente como se indica en el Anexo “A” adjunto a la presente y que se incorpora a la misma para todos los efectos.

SECCIÓN 7. LUGAR DE VOTACIÓN

El lugar de votación para esta elección especial será Justin City Hall, 415 N. College Avenue, Justin, Texas 76247, entre las 7:00 a.m. y las 7:00 p.m. del Día de la Elección.

SECCIÓN 8. JUEZ PRESIDENTE DE LA ELECCIÓN

El Juez presidente de la elección y el Juez presidente suplente de la elección serán nombrados por el Condado de Denton según lo indicado en el Contrato y autorizado por el Capítulo 271 del Código de Elecciones de Texas.

SECCIÓN 9. MÉTODO DE VOTACIÓN

Por la presente se autoriza y ordena al Secretario Municipal que proporcione todos los suministros necesarios para llevar a cabo la elección especial, de conformidad con la presente Ordenanza y el Código de Elecciones.

SECCIÓN 10. VOTACIÓN ANTICIPADA

- (a) **Votación anticipada en persona.** Frank Phillips, Administrador de Elecciones del Condado de Denton, queda designado por el presente como Secretario de Votación Anticipada para la elección según se indica en el Contrato. La votación anticipada en persona comenzará el 21 de abril de 2025 y continuará hasta el 29 de abril de 2025. Al menos durante dos días laborables, en el período de votación anticipada, el lugar de votación anticipada estará abierto durante al menos doce (12) horas, según lo dispuesto por la ley estatal. El lugar principal de votación anticipada será Denton County Elections Center, 701 Kimberly Drive, Suite A100, Denton, TX 76208, y el lugar de votación anticipada de Justin será Justin City Hall, 415 N. College, Justin, Texas 76247.
- (b) **Votación anticipada por correo.** El Administrador de Elecciones será responsable de las solicitudes y papeletas de votación anticipada. Las solicitudes de votación anticipada por correo pueden entregarse en 701 Kimberly Drive, Suite A100, Denton, TX 76208, a más tardar al cierre del día laborable, el 29 de abril de 2025, independientemente del método de entrega. Las papeletas de votación anticipada se enviarán por correo al Administrador de Elecciones a la misma dirección. Se ordena al Secretario Municipal que remita las solicitudes y papeletas de votación que reciba al Administrador de Elecciones, tal como se estipula en el Contrato.

SECCIÓN 11. AVISO DE ELECCIÓN

- (a) **Aviso de Elección.** Una copia importante de esta Ordenanza servirá como notificación apropiada de la elección especial. Dicho aviso, incluidas sus traducciones al español y al vietnamita, se publicará a más tardar el vigésimo primer día (21) antes de la elección en el tablero de anuncios utilizado para publicar avisos de las reuniones del Concejo Municipal y se publicará al menos una vez, no antes del trigésimo día (30), ni después del décimo día (10) antes de la elección en un periódico publicado y de circulación general en la Ciudad de Justin.
- (b) **Publicación de Enmiendas.** Además, de acuerdo con la Sección 9.004(c) del Código de Gobierno Local de Texas, se publicará un aviso en un periódico de elección general en Justin el mismo día, en cada una de dos semanas consecutivas, con la primera publicación ocurriendo antes del decimocuarto día (14) antes del día de la elección. El aviso contendrá una copia importante de las enmiendas propuestas.

SECCIÓN 12. ENMIENDAS.

Los asuntos contenidos en esta Ordenanza relacionados con asuntos procesales discrecionales pueden ser modificados por el Concejo Municipal.

APROBADO EN PRIMERA LECTURA POR EL CONCEJO MUNICIPAL EL DÍA 23 DE ENERO DE 2025.

APROBADO EN SEGUNDA LECTURA POR EL CONCEJO MUNICIPAL EL DÍA 13 DE FEBRERO DE 2025.

APROBADO:

Alcalde, James Clark

DOY FE:

Secretaria Municipal, Amy M. Piukana

APROBADO EN CUANTO A LA FORMA:

Abogado Municipal, Matthew Boyle



Recomendaciones para la modificación de los Estatutos

PROPUESTA A:

¿Debe modificarse el Artículo III, Sección 3-1(2)(4) y (5) de los Estatutos de la Ciudad de Justin para cambiar los mandatos de los miembros del Concejo de dos a tres años?

PROPUESTA B:

¿Debe modificarse el Artículo III, Sección 3.02(1) de los Estatutos de la Ciudad de Justin para limitar el número total de mandatos de los miembros del Concejo a tres, en lugar de cuatro?

PROPUESTA C:

¿Debe modificarse el Artículo III, Sección 3.06(5) de los Estatutos de la Ciudad de Justin para que, en caso de que se produzca una vacante en el Concejo Municipal, el Secretario Municipal deba ponerse en contacto con el candidato NO ELEGIDO que haya recibido el mayor número de votos en las últimas elecciones municipales para ofrecerle el puesto? Si el candidato rechaza la propuesta, el Secretario Municipal se pondrá en contacto con el candidato que haya recibido el segundo mayor número de votos. Este proceso continuaría hasta que un candidato anterior acepte y el Concejo Municipal haga el nombramiento. Si ningún candidato anterior acepta, el Concejo debe retomar los procedimientos de la Resolución 614-23 y cubrir la vacante por mayoría de votos del Concejo.

PROPUESTA D:

¿Debe modificarse el Artículo III, Sección 3.11 de los Estatutos de la Ciudad de Justin, relativo a los conflictos de intereses de los miembros del Concejo, para exigir que un miembro del Concejo que tenga un conflicto de intereses sobre un asunto sometido al Concejo abandone la cámara del Concejo mientras se debate y se realiza la votación de este asunto?

PROPUESTA E:

¿Debe eliminarse el Artículo III, Sección 3.18, Gobierno Provisional, de los Estatutos de la Ciudad de Justin, que establece que el Alcalde y el Concejo en el momento de la aprobación de los Estatutos de la Ciudad originales permanecerán en el cargo hasta la expiración de sus mandatos?

PROPUESTA F:

¿Debe modificarse el Artículo IV, Sección 4.01(1) de los Estatutos de la Ciudad para que el Administrador Municipal no tenga que ser residente de la Ciudad en el momento de su nombramiento, pero deberá, dentro de un plazo razonable después de dicho nombramiento, que no exceda los doce (12) meses, residir dentro de la Ciudad o de la jurisdicción extraterritorial de la Ciudad, a discreción del Concejo, durante el resto del mandato de su nombramiento?

PROPUESTA G:

¿Debe modificarse el Artículo IV, Sección 4.01(5)(B) de los Estatutos de la Ciudad de Justin para permitir que el Administrador Municipal nombre a un Administrador Municipal interino en caso de una ausencia de menos de dos semanas, mientras que el Concejo tiene esa facultad en caso de una ausencia de más de dos semanas?

PROPUESTA H:

¿Debe modificarse el Artículo IV, Sección 4.02(4)(B) de los Estatutos de la Ciudad de Justin para exigir que el Secretario Municipal asista a todas las reuniones y audiencias del Concejo Municipal, a menos que el Administrador Municipal lo exima?

PROPUESTA I:

¿Debe modificarse el Artículo VI, Sección 6.02(2)(B) de los Estatutos de la Ciudad de Justin para exigir que cada candidato a un cargo municipal sea un votante registrado y calificado?

PROPUESTA J:

¿Debe volver a redactarse el Artículo XIII de los Estatutos de la Ciudad de Justin, Ética, Prohibiciones y Sanciones, para crear una Junta de Ética designada por el Concejo Municipal, un Código de Procedimientos Éticos que incluya un Código de comportamiento poco ético para los empleados y funcionarios de la Ciudad, para exigir la divulgación de los conflictos de intereses, que se prohíban durante tres años las transacciones con la Ciudad después de que un funcionario abandone su cargo, que se establezcan procedimientos para la presentación de quejas por comportamiento poco ético ante la Junta de Ética y las audiencias que debe celebrar la Junta, que se establezcan directrices para las decisiones de la Junta de Ética y un Código de Ética para empleados y funcionarios municipales?

SẮC LỆNH SỐ 796-25

SẮC LỆNH CỦA THÀNH PHỐ JUSTIN, TEXAS (“THÀNH PHỐ”), YÊU CẦU TIẾN HÀNH MỘT CUỘC BẦU CỬ THÀNH PHỐ ĐẶC BIỆT VÀO THỨ BẢY, NGÀY 3 THÁNG 5 NĂM 2025, VỚI MỤC ĐÍCH TU CHÍNH HIẾN CHƯƠNG THÀNH PHỐ; CHO PHÉP THÔNG BÁO CUỘC BẦU CỬ ĐẶC BIỆT; CHO PHÉP LỆNH BẦU CỬ CHUNG VỚI CÁC PHÂN KHU CHÍNH TRỊ KHÁC CỦA QUẬN DENTON; CHO PHÉP THƯ KÝ THÀNH PHỐ KÝ THỎA THUẬN VỚI QUẬN DENTON VỀ CUỘC BẦU CỬ ĐẶC BIỆT; ẮN ĐỊNH THỜI GIAN, ĐỊA ĐIỂM VÀ CÁCH THỨC TỔ CHỨC CUỘC BẦU CỬ NÓI TRÊN; VÀ XÁC ĐỊNH NGÀY CÓ HIỆU LỰC.

XÉT RẰNG, Thành Phố Justin, Texas là thành phố tự trị, hoạt động theo hiến chương được cử tri thông qua căn cứ Điều XI, Mục 5 Hiến Pháp Texas và Chương 9 Bộ Luật Chính Quyền Địa Phương; và

XÉT RẰNG, Hội Đồng Thành Phố có ý định tổ chức một Cuộc Bầu Cử Đặc Biệt để trình lên cử tri các tu chính được đề xuất đối với Hiến Chương Thành Phố tuân thủ Mục 9.004 Bộ Luật Chính Quyền Địa Phương; và

XÉT RẰNG, luật quy định phải tổ chức một cuộc bầu cử để trình lên cử tri các tu chính được đề xuất đối với Hiến Chương Thành Phố và cuộc bầu cử phải được tổ chức vào ngày bầu cử thống nhất là ngày 3 tháng 5 năm 2025; và

XÉT RẰNG, Mục 41.011 Bộ Luật Bầu Cử quy định rằng ngày thứ Bảy đầu tiên của tháng Năm là ngày bầu cử thống nhất và Hội Đồng Thành Phố đã xác định ngày đó phù hợp với quy định của luật; và

XÉT RẰNG, Thành Phố được pháp luật cho phép áp dụng các quy định nêu tại đây, và đã tuân thủ mọi điều kiện tiên quyết cần thiết để thông qua sắc lệnh này; và

XÉT RẰNG, tất cả các yêu cầu của luật và hiến pháp để thông qua sắc lệnh này đều đã được tuân thủ, bao gồm nhưng không giới hạn ở Đạo Luật về các Cuộc Họp Công Khai; và

XÉT RẰNG, sắc lệnh này có mục đích thúc đẩy sức khỏe, sự an toàn cộng đồng và phúc lợi chung của người dân Thành Phố Justin.

VÌ VẬY, HỘI ĐỒNG THÀNH PHỐ JUSTIN, TEXAS RA QUYẾT ĐỊNH SAU ĐÂY:

MỤC 1. Tất cả các vấn đề nêu trên đều được xác định là đúng sự thật và chính xác và được đưa vào đây thông qua tham chiếu và được coi là đầy đủ.

MỤC 2. RA LỆNH TỔ CHỨC CUỘC BẦU CỬ VỀ TU CHÍNH HIẾN CHƯƠNG
Hội Đồng Thành Phố, theo quyết định độc lập của mình, ra lệnh tổ chức một cuộc bầu cử đặc biệt để trình lên cử tri của Thành Phố các tu chính được đề xuất đối với Hiến Chương Thành Phố. Các tu chính được đề nghị đối với Hiến Chương Thành Phố được nêu tại Phụ Lục “A” đính kèm Sắc Lệnh này và được Hội Đồng Thành Phố chấp thuận để đệ trình lên cử tri. Cuộc bầu cử sẽ được tiến hành theo luật của Tiểu Bang Texas và sẽ được tổ chức từ 7 giờ sáng đến 7 giờ tối, thứ Bảy, ngày 3 tháng 5 năm 2025.

MỤC 3. HỢP ĐỒNG DỊCH VỤ BẦU CỬ

Thị Trưởng theo đây được phép ký hợp đồng với Quản Trị Viên Bầu Cử Quận Denton để Quận Denton cung cấp toàn bộ hoặc một phần các dịch vụ và thiết bị bầu cử cần thiết cho việc tiến hành cuộc bầu cử. Hợp đồng và dịch vụ bầu cử được cung cấp theo hợp đồng phải tuân thủ Chương 42, Tiểu Chương D, Bộ Luật Bầu Cử Texas và các luật lệ và luật hiện hành khác.

MỤC 4. ĐIỀU KHOẢN HỢP ĐỒNG BẦU CỬ

Hợp đồng bầu cử phải nêu rõ loại thiết bị hỗ trợ việc bỏ phiếu qua mạng điện tử sẽ được sử dụng để hỗ trợ người trực tiếp đi bỏ phiếu sớm và vào ngày bầu cử; việc thông báo và hoạt động đào tạo cho các trưởng ban bầu cử và thư ký bầu cử; con số ước tính và điều khoản thanh toán chung cuộc cho các dịch vụ bầu cử được cung cấp; thỏa thuận về thiết bị hỗ trợ bỏ phiếu sớm và việc cho thuê máy bỏ phiếu và các thủ tục khác để tiến hành bầu cử.

MỤC 5. PHIẾU BẦU KẾT HỢP

Cuộc bầu cử đặc biệt này sẽ được tổ chức cùng với cuộc tổng tuyển cử bầu ra các ủy viên Hội Đồng Thành Phố. Phiếu bầu kết hợp có thể đưa vào tất cả các chức vụ và đề xuất sẽ được bỏ phiếu tại mỗi phòng phiếu, với điều kiện là cử tri không đủ điều kiện bỏ phiếu cho một hạng mục sẽ không nhận được lá phiếu hoặc được cho phép bỏ phiếu cho một chức vụ hoặc đề xuất bất kỳ. Kết quả bầu cử có thể được lập theo mẫu riêng hoặc kết hợp, và Quản Trị Viên Bầu Cử sẽ được chỉ định làm người quản lý hồ sơ bầu cử kết hợp.

MỤC 6. PHIẾU BẦU NÊU DỰ LUẬT TU CHÍNH HIẾN CHƯƠNG

Các lá phiếu chính thức của cuộc bầu cử đặc biệt sẽ được chuẩn bị theo quy định của Bộ Luật Bầu Cử Texas để cho phép cử tri bỏ phiếu “Có” hoặc “Không” đối với các đề xuất. Lá phiếu sẽ nêu các quy định, ký hiệu và ngôn ngữ theo quy định của luật pháp, và nêu các đề xuất với nội dung cơ bản như được nói đến trong Phụ Lục “A” đính kèm tại đây và đưa vào đây cho mọi mục đích.

MỤC 7. PHÒNG PHIẾU

Phòng phiếu vào ngày diễn ra cuộc bầu cử đặc biệt này sẽ là Tòa Thị Chính Thành Phố Justin tại địa chỉ 415 N. College Avenue, Justin, Texas 76247, từ 7 giờ sáng đến 7 giờ tối ngày bầu cử.

MỤC 8. TRƯỞNG BAN BẦU CỬ CHÍNH

Trưởng Ban Bầu Cử Chính và Trưởng Ban Bầu Cử Chính Dự Khuyết sẽ do Quận Denton bổ nhiệm theo quy định trong Hợp Đồng và được trao thẩm quyền theo Chương 271 của Bộ Luật Bầu Cử Texas.

MỤC 9. PHƯƠNG THỨC BẦU CỬ

Thư Ký Thành Phố theo đây được ủy quyền và chỉ thị cung cấp và trang bị tất cả các vật tư cần thiết để tiến hành cuộc bầu cử đặc biệt theo Sắc Lệnh này và Bộ Luật Bầu Cử.

MỤC 10. BẦU CỬ SỚM

- (a) **Bỏ Phiếu Sớm Trực Tiếp.** Frank Phillips, Quản Trị Viên Bầu Cử Quận Denton, theo đây được chỉ định làm Thư Ký Phụ Trách Bỏ Phiếu Sớm cho cuộc bầu cử như đã được nêu trong Hợp Đồng. Bỏ phiếu sớm trực tiếp sẽ bắt đầu vào ngày 21 tháng 4 năm 2025 và sẽ tiếp tục cho đến ngày 29 tháng 4 năm 2025. Theo quy định của luật pháp tiểu bang, trong thời gian bỏ phiếu sớm, sẽ có ít nhất hai ngày trong tuần địa điểm bỏ phiếu sớm sẽ mở cửa tối thiểu mười hai (12) giờ. Địa điểm bỏ phiếu sớm chính sẽ là Trung Tâm Bầu Cử Quận Denton ở địa chỉ 701 Kimberly Drive, Suite A100, Denton, TX 76208 và địa điểm Bỏ Phiếu Sớm của Justin sẽ là tại Tòa Thị Chính Thành Phố Justin ở địa chỉ 415 N. College, Justin, Texas 76247.
- (b) **Bỏ Phiếu Sớm Qua Thư.** Quản Trị Viên Bầu Cử sẽ chịu trách nhiệm về các đơn xin Bỏ Phiếu Sớm và lá phiếu. Có thể gửi bằng bất kỳ phương thức nào đơn xin bỏ phiếu sớm qua thư đến địa chỉ 701 Kimberly Drive, Suite A100, Denton, TX 76208, chậm nhất cuối ngày làm việc ngày 29 tháng 4 năm 2025. Lá phiếu bỏ phiếu sớm sẽ được gửi qua đường bưu điện đến Quản Trị Viên Bầu Cử đến cùng địa chỉ. Thư Ký Thành Phố được chỉ đạo chuyển tiếp các đơn và lá phiếu ông nhận được đến Quản Trị Viên Bầu Cử theo quy định trong Hợp Đồng Bầu Cử.

MỤC 11. THÔNG BÁO BẦU CỬ

- (a) **Thông Báo Bầu Cử.** Bản sao gồm nội dung chính của Sắc Lệnh này sẽ được dùng làm thông báo hợp quy về cuộc bầu cử đặc biệt. Thông báo nói trên, gồm cả bản dịch tiếng Tây Ban Nha và tiếng Việt, sẽ được đăng trên bảng thông báo được sử dụng để đăng các thông báo về các cuộc họp của Hội Đồng Thành Phố không muộn hơn ngày thứ hai mươi mốt (21) trước cuộc bầu cử và sẽ được công bố ít nhất một lần, không sớm hơn ngày thứ ba mươi (30), cũng không muộn hơn ngày thứ mười (10) trước cuộc bầu cử trên một tờ báo được xuất bản và phát hành rộng rãi tại Thành Phố Justin.
- (b) **Công Bố các Tu Chính.** Ngoài ra, theo Mục 9.004(c) Bộ Luật Chính Quyền Địa Phương Texas, thông báo về cuộc tổng tuyển cử sẽ được công bố trên một tờ báo tại Justin vào cùng ngày, trong mỗi hai tuần liên tiếp, lần công bố đầu tiên diễn ra trước ngày thứ mười bốn (14) trước ngày bầu cử. Thông báo phải có bản sao nội dung chính về các tu chính được đề xuất.

MỤC 12. TU CHÍNH.

Hội Đồng Thành Phố có thể sửa đổi các nội dung nêu trong Sắc Lệnh này liên quan đến thủ tục tùy ý.

ĐƯỢC THÔNG QUA TRONG LẦN ĐỀ TRÌNH LẦN ĐẦU LÊN HỘI ĐỒNG THÀNH PHỐ VÀO NGÀY 23 THÁNG 1 NĂM 2025.

ĐƯỢC THÔNG QUA TRONG LẦN ĐỀ TRÌNH THỨ HAI LÊN HỘI ĐỒNG THÀNH PHỐ VÀO NGÀY 13 THÁNG 2 NĂM 2025.

ĐÃ PHÊ DUYỆT:

Thị Trưởng, James Clark

CHỨNG THỰC:

Thư Ký Thành Phố, Amy M. Piukana

ĐÃ PHÊ DUYỆT NHỮNG NỘI DUNG TRONG BIỂU MẪU NÀY:

Luật Sư Thành Phố, Matthew Boyle



Các Đề Xuất Tu Chính Hiến Chương

DỰ LUẬT A:

Có nên tu chính Điều III, Mục 3-1(2)(4) và (5) của Hiến Chương Thành Phố Justin để thay đổi nhiệm kỳ của ủy viên Hội Đồng từ hai thành ba năm không?

DỰ LUẬT B:

Có nên tu chính Điều III, Mục 3.02(1) của Hiến Chương Thành Phố Justin để giới hạn tổng số nhiệm kỳ một ủy viên hội đồng được phép nắm giữ từ bốn nhiệm kỳ xuống còn ba nhiệm kỳ không?

DỰ LUẬT C:

Có nên thay đổi Điều III Mục 3.06(5) của Hiến Chương Thành Phố Justin để trong trường hợp khuyết thiếu một vị trí trong Hội Đồng Thành Phố, Thư Ký Thành Phố có thể phải liên hệ với ứng viên KHÔNG THĂNG CỬ nhưng nhận được số phiếu bầu cao nhất từ cuộc bầu cử gần nhất của Thành Phố để đề nghị họ đảm nhận vị trí đang khuyết thiếu đó không? Nếu ứng viên đó từ chối, Thư Ký Thành Phố có thể liên hệ với ứng viên nhận được số phiếu bầu cao thứ hai. Quy trình này sẽ tiếp diễn cho đến khi có một ứng viên của kỳ bầu cử trước chấp nhận và Hội Đồng Thành Phố tiến hành việc bổ nhiệm. Nếu có không ứng viên của kỳ bầu cử trước nào chấp nhận, hội đồng sẽ quay trở lại áp dụng các thủ tục trong Nghị Quyết 614-23 và tìm ra người đảm nhiệm vị trí trống thông qua đa số phiếu của hội đồng.

DỰ LUẬT D:

Có nên thay đổi Điều III, Mục 3.11 của Hiến Chương Thành Phố Justin về xung đột lợi ích của ủy viên hội đồng để yêu cầu ủy viên hội đồng có xung đột lợi ích về một vấn đề trước hội đồng phải rời khỏi phòng họp hội đồng trong thời gian hội đồng thảo luận và bỏ phiếu về vấn đề đó hay không?

DỰ LUẬT E:

Có nên hủy bỏ Điều III, Mục 3.18, Chính Quyền Lâm Thời, của Hiến Chương Thành Phố Justin, trong đó quy định rằng Thị Trưởng và Hội Đồng tại thời điểm thông qua Hiến Chương Thành Phố ban đầu sẽ vẫn tại vị cho đến khi nhiệm kỳ của họ kết thúc, không?

DỰ LUẬT F:

Có nên thay đổi Điều IV, Mục 4.01(1) trong Hiến Chương Thành Phố quy định rằng ở thời điểm được bổ nhiệm, Quản Trị Thành Phố không nhất thiết phải là cư dân của Thành Phố, nhưng trong khoảng thời gian hợp lý sau bổ nhiệm và không quá mười hai (12) tháng, phải cư trú tại Thành Phố hoặc khu vực có thẩm quyền pháp lý nằm ngoài lãnh thổ của Thành Phố, tùy theo quyết định của Hội Đồng, trong suốt thời gian còn lại của nhiệm kỳ mà người đó được bổ nhiệm.

DỰ LUẬT G:

Có nên thay đổi Điều IV, Mục 4.01(5)(B) của Hiến Chương Thành Phố Justin để cho phép Quản Trị Thành Phố bổ nhiệm một Quản Trị Thành Phố tạm quyền trong trường hợp vắng mặt dưới hai tuần, và Hội Đồng có quyền hạn đó trong trường hợp vắng mặt hơn hai tuần không?

DỰ LUẬT H:

Có nên thay đổi Điều IV, Mục 4.02(4)(B) của Hiến Chương Thành Phố Justin để yêu cầu Thư Ký Thành Phố phải tham dự tất cả các cuộc họp và phiên điều trần của Hội Đồng Thành Phố trừ khi được Quản Trị Thành Phố miễn trừ không?

DỰ LUẬT I:

Có nên thay đổi Điều IV, Mục 6.02(2)(B) của Hiến Chương Thành Phố Justin để yêu cầu mỗi ứng viên của chính quyền Thành Phố phải là cử tri đủ điều kiện, đã ghi danh không?

DỰ LUẬT J:

Có nên viết lại Điều XIII của Hiến Chương Thành Phố Justin, Đạo Đức, Quy Định Cấm và Hình Phạt, để thành lập Hội Đồng Đạo Đức do Hội Đồng Thành Phố bổ nhiệm, để thiết lập Bộ Quy Tắc về các Quy Trình Hợp Đạo Đức bao gồm Bộ Quy Tắc về Hành Vi Phi Đạo Đức áp dụng cho nhân viên và viên chức của Thành Phố, để yêu cầu báo cáo xung đột lợi ích, để thiết lập quy định cấm viên chức giao dịch trong ba năm với Thành Phố sau khi rời nhiệm sở, để thiết lập các thủ tục nộp đơn khiếu nại về hành vi phi đạo đức lên Hội Đồng Đạo Đức và các phiên điều trần do Hội Đồng tổ chức, để thiết lập hướng dẫn ra quyết định dành cho Hội Đồng Đạo Đức, và Bộ Quy Tắc Đạo Đức dành cho nhân viên và viên chức Thành Phố không?



City Council Coversheet
February 13, 2025
415 N. COLLEGE AVE.

Agenda Item: 5. (CONSENT AGENDA)

Title: Consider approving Resolution 734-25 appointing Alwyn Dowell to Place 5 for the Parks and Recreation Board; and take appropriate action.

Department: Administration

Contact: Joshua Little, Public Works Director

Recommendation:

Staff recommends the appointment of Alwyn Dowell to Place 5 for the Parks and Recreation Board.

Background:

With the resignation of Rachel Cristiano from the Parks and Recreation Board, a vacancy has occurred. The City Council typically shifts alternate members up into regular seats. Mr. Alwyn Dowell who currently serves as Alternate No. 1 has expressed interest in filling the regular seat.

Current places:

● **Members**

- Place 1: Jacqueline Steinbacher - Vice Chairperson
- Place 2: Mark Allen
- Place 3: Gary Foree
- Place 4: Robin Amerine - Chairperson
- Place 5: Vacant
- Place 6: Marcus Gallegos
- Place 7: Amy Shadowens
- Place 8: Alwyn Dowell (Alt#1)

City Attorney Review: N/A

Attachments:

1. Resolution 734-25 Alwyn Dowell to Place 5 Park Board

RESOLUTION 734-25

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF JUSTIN, TEXAS
APPOINTING ALWYN DOWELL TO PLACE 5 REGULAR SEAT ON THE
PARKS AND RECREATION BOARD.**

WHEREAS, a vacancy exists on the City of Justin Parks and Recreation Board in Place 5; and

WHEREAS, typically an alternate member shifts to a regular seat; and

WHEREAS, Alwyn Dowell will be appointed to fill the Place 5 regular seat; and

WHEREAS, the City Council wishes to fill the vacancy on the Parks and Recreation Board; and

WHEREAS, the City of Justin City Council declares it in the best interests of the health, safety, and welfare of the public to adopt this resolution; and

WHEREAS, all prerequisites for the adoption of this resolution have been met, including but not limited to the Open Meetings Act.

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE
CITY OF JUSTIN, TEXAS:**

Sec. 1. That all matters stated hereinabove

Sec. 2. That Alwyn Dowell is hereby appointed to the Parks and Recreation Board to complete the current term of Place 5 for a term expiring December 31, 2025.

Sec. 3. Sec. 3. That this Resolution shall take effect immediately upon passage.

**AND IT IS SO RESOLVED AND APPROVED THIS THE 13TH OF FEBRUARY,
2025.**

ATTEST:

CITY OF JUSTIN

Amy M. Piukana
City Secretary

James Clark
Mayor



City Council Coversheet
February 13, 2025
415 N. COLLEGE AVE.

Agenda Item: 6. (CONSENT AGENDA)

Title: Consider approving Resolution No. 735-25 approving continued participation with the Steering Committee served by Oncor and authorizing the payment of 11 cents per capita to the Steering Committee; and take appropriate action

Department: Administration

Contact: Jarrod Greenwood, City Manager

Recommendation:

Staff recommends approval

Background:

The City of Justin has been a participating member of the Oncor Cities Steering Committee for more than 10 years. The proposed Resolution continues our membership, which is based on the City's most recent population estimates. The Steering Committee of Cities Served by Oncor represents consumer interests in proceedings brought by the Oncor transmission and distribution utility, which remains rate regulated. Membership in this standing committee is determined by passage of a resolution by each governing body.

The Steering Committee is the most active consumer group advocating for the interests of cities and residential and small commercial customers within the cities to keep electric transmission and distribution (i.e., wires) rates reasonable. Steering Committee activities protect the authority of municipalities over the regulated wires service and rates charged by Oncor Electric Delivery Company, LLC ("Oncor").

The work undertaken by the Steering Committee has saved cities and ratepayers millions of dollars in unreasonable charges. In order to continue to be an effective voice before the Public Utility Commission of Texas ("Commission" or "PUC"), ERCOT, the Legislature, and in the courts, the Steering Committee must have your support. The membership assessment is deposited in an account which funds Steering Committee activities.

On December 12, 2024, the Steering Committee approved the 2025 assessment for Steering Committee membership. Based upon the population-based assessment protocol previously adopted by the Steering Committee, the assessment for 2025 is a per capita fee of \$0.11 based upon the population figures for each city shown in the latest TML Directory of City Officials. The enclosed invoice represents the City of Justin's assessment amount.

City Attorney Review: Yes

Attachments:

1. Resolution 2025 OCSC Assessment
2. 2025 OCSC Invoice-Justin
3. OCSC 2024 Year in Review
4. OCSC MASTER LIST (169 total) (7-25-24)(8350389.1)
5. 2025 City of Justin Contact Form ACSC OCSC

CITY OF JUSTIN, TEXAS

RESOLUTION NO. 735-25

A RESOLUTION AUTHORIZING CONTINUED PARTICIPATION WITH THE STEERING COMMITTEE OF CITIES SERVED BY ONCOR; AND AUTHORIZING THE PAYMENT OF ELEVEN CENTS PER CAPITA TO THE STEERING COMMITTEE TO FUND REGULATORY AND LEGAL PROCEEDINGS AND ACTIVITIES RELATED TO ONCOR ELECTRIC DELIVERY COMPANY, LLC.

WHEREAS, the City of Justin is a regulatory authority under the Public Utility Regulatory Act (PURA) and has exclusive original jurisdiction over the rates and services of Oncor Electric Delivery Company, LLC (Oncor) within the municipal boundaries of the city; and

WHEREAS, the Steering Committee of Cities Served By Oncor (Steering Committee) has historically intervened in Oncor rate proceedings and electric utility related rulemakings to protect the interests of municipalities and electric customers residing within municipal boundaries; and

WHEREAS, the Steering Committee is participating in Public Utility Commission dockets and projects, as well as court proceedings, and legislative activity, affecting transmission and distribution utility rates; and

WHEREAS, the City is a member of the Steering Committee; and

WHEREAS, the Steering Committee functions under the direction of an Executive Committee which sets an annual budget and directs interventions before state and federal agencies, courts and legislatures, subject to the right of any member to request and cause its party status to be withdrawn from such activities; and

WHEREAS, the Steering Committee at its December 2024 meeting set a budget for 2025 that compels an assessment of eleven cents (\$0.11) per capita; and

WHEREAS, in order for the Steering Committee to continue its participation in these activities which affects the provision of electric utility service and the rates to be charged, it must assess its members for such costs.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF JUSTIN, TEXAS:

SECTION 1: That the City is authorized to continue its membership with the Steering Committee of Cities Served by Oncor to protect the interests of the City of Justin and protect the interests of the customers of Oncor Electric Delivery Company, LLC residing and conducting business within the City limits.

SECTION 2: The City is further authorized to pay its assessment to the Steering Committee of eleven cents (\$0.11) per capita based on the population figures for the City shown in the latest TML Directory of City Officials.

SECTION 3: A copy of this Resolution and the assessment payment check made payable to "*Steering Committee of Cities Served by Oncor, c/o City of Arlington*" shall be sent to Brandi Stigler, Steering Committee of Cities Served by Oncor, Mail Stop 63-0300, PO Box 90231, Arlington, Texas 76004.

PASSED AND APPROVED by the City Council of the City of Justin, Texas, the 13th day of February 2025.

James Clark, Mayor

ATTEST:

Amy Piukana, City Secretary

APPROVED AS TO FORM:

Matthew Boyle, City Attorney

Oncor Cities Steering Committee

Invoice

C/O City of Arlington
Attn: Brandi Stigler
PO Box 90231
Arlington, TX 76004

Date	Invoice #
12/30/2024	25-79

Bill To
City of Justin

Item	Population	Per Capita	Amount
2025 Membership Assessment	6,456	0.11	710.16
Please make check payable to: Oncor Cities Steering Committee and mail to Oncor Cities Steering Committee, C/O City of Arlington, Attn: Brandi Stigler, PO Box 90231, Arlington, Texas 76004			Total \$710.16

2024 OCSC Newsletter

Steering Committee of
Cities Served by
Oncor

2024 YEAR IN REVIEW ISSUE

This past year was an active one for the Steering Committee of Cities Served by Oncor. This Year in Review edition of the OCSC newsletter highlights significant 2024 events and looks ahead to 2025.



ONCOR 2024 YEAR IN REVIEW

PUC Approves Oncor Resiliency Plan in 2024; OCSC Negotiates Improvements

A \$3 billion resiliency plan submitted by Oncor, the north Texas electric utility, received approval Nov. 14 by the Texas Public Utility Commission.

The plan, which includes pro-consumer modifications negotiated by OCSC and other intervenors, marks a first. Several other utilities have also submitted resiliency plans to the PUC as authorized by House Bill 2555, enacted by the Texas Legislature in 2023. The resiliency plans are intended to harden the grid against extreme weather events, wildfires, cybersecurity, and physical threats.

Oncor said its planned upgrades will reduce the impact of severe weather outages and address other physical and cybersecurity risks. Investments include those for overhead and underground lines, smart grid technologies, enhanced wildfire mitigation, additional vegetation management, improved physical security, and improved cybersecurity risk mitigation.

Oncor based its plan on two decades of weather and grid data. The improvements will “substantially reduce outage minutes,” Oncor CEO Allen Nye said in a statement.

However, because the plan was the first of its kind, it lacked some of the technical data common to some other rate filings. As such, OCSC, during settlement talks, focused on obtaining commitments from Oncor to improve its metrics so parties can better evaluate the plan’s success and have a baseline to judge the success of plans in the future.

Oncor’s current plan covers the three-year period from 2025 to 2027. The company will recover implementation costs through interim rate adjustment mechanisms, such as the Distribution Cost Recovery Factor. Details of the settlement agreement, which was reached after multiple meetings between Oncor, the OCSC, and other intervenors, can be found on the PUC website, under PUC Docket No. 56545.

The PUC's approval allows Oncor to begin implementing its resiliency measures and — as specified in House Bill 2555 — allows the utility to recover the costs associated with the improvements through rates applied to their customers' future electric bills.

PUC Adopts Ancillary Services Rules with OCSC Input

On Dec. 19, the Public Utility Commission adopted a new set of rules governing Ancillary Services, a key component of the ERCOT-managed energy market employed to help maintain system reliability.

The rules included considerations of recommendations forwarded by OCSC and other intervenors and were adopted as part of a study of the state's Ancillary Services posture mandated by Texas lawmakers in the aftermath of Winter Storm Uri. In approving the Ancillary Services Study in December, the PUC made two significant AS policy decisions as detailed below.

ERCOT Confirms—and Maintains—Recent “Conservative Operations”

During the AS study process, ERCOT confirmed a recent shift in its operational practices. Before Winter Storm Uri, ERCOT acquired AS quantities necessary to avoid load shed or blackout events. After Winter Storm Uri, ERCOT acquired greater quantities of AS so as also to avoid emergency “Watches.” OCSC and an allied municipal coalition, the Texas Coalition for Affordable Power, argued that this new conservative posture is unnecessary and inflates consumer costs and that ERCOT's AS new acquisition procedures are ambiguous and require supporting cost analysis.

However, the PUC directed ERCOT to continue conservative operations until ERCOT produces the cost analysis necessary to compare competing operating postures. ERCOT will now develop cost analysis related to various operating postures before 2027 when the Commission will update the AS Study. In 2027, cost analysis may compel ERCOT to adjust its operating

posture to a less conservative, more consumer-friendly, approach.

PUC Broadens the Scope of AS Objectives

The Commissioners, in its adopted AS Study, also directed ERCOT to develop the Dispatchable Reliability Reserve Service — that is, ERCOT's newest AS — in a manner that both promotes operational reliability and resource adequacy initiatives. Cities argued that resource adequacy initiatives are outside the scope of AS policy and could possibly inflate DRRS costs. Nonetheless, in large part due to ongoing resource adequacy concerns, the PUC directed ERCOT to develop DRRS in a manner that preserves “optionality”— i.e., the ability to deploy DRRS for operational reliability *and* resource adequacy. ERCOT stakeholders, including Cities, will now determine to what extent DRRS should serve as a resource adequacy initiative.

The rulemaking comes in response to Senate Bill 3 from 2021, under which the PUC, ERCOT, and ERCOT's Independent Market Monitor (IMM) were charged with conducting a top-to-bottom examination of Ancillary Services in the ERCOT region. This examination includes the type, volume, and cost of ancillary services, whether those services continue to meet the needs of the ERCOT region, and whether additional services are needed for reliability, with an emphasis on dispatchable generation.

More information about this rulemaking can be found on the PUC website, under Project No. 55845, *Review of Ancillary Services in ERCOT*. More information about Ancillary Services can be found in the OCSC ERCOT glossary, found online on the OCSC website.



Oncor Receives Approval for Multiple DCRF Increases

On Oct. 24, the PUC adopted another Oncor Distribution Cost Recovery Factor rate increase —the fourth since June 2023 — bringing the total increases over that period to more than \$377 million.

Under the newest increase, the per-customer DCRF charge will increase from .003472 per kilowatt hour approved in its most recent DCRF case to .004553. This new charge amounts to more than \$71 per year for a typical customer consuming 1,300 kWh of power per month.

The repeated rate hikes are a result of state laws adopted in 2011 and 2023 that created and then modified the DCRF ratemaking process. Under it, transmission and distribution utilities can file for rate increases at the Public Utility Commission to recover capital expenditures on their distribution systems in an expedited fashion.

Texas lawmakers initially adopted Senate Bill 1693 in 2011 that laid out initial DCRF guidelines and included rules barring utilities from filing more than one DCRF per year. Then, in 2023, the Texas Legislature adopted Senate Bill 1015 that allowed electric utilities to seek DCRF rates hike twice annually.

However, Oncor has taken advantage of an otherwise trivial semantic distinction— that is, the difference in meaning between “calendar year” and “every 12 months” — to file a total of four rate cases within 14 months. That is, the company filed two rate cases during the 2023 calendar year and two during the 2024 calendar year, making for a total of four rate hikes since the law took effect in June 2023.

Under DCRF rules, the PUC reviews the rate requests in an accelerated fashion, and interested parties, such as the Steering Committee of Cities Served by Oncor, can intervene in those reviews.

Details of Oncor’s four recent rate filings include:

Docket No. 55190

- Application filed on June 29, 2023.
- Distribution revenue requirement increase requested by utility: \$152,777,465.
- Distribution revenue requirement increase granted: \$152,508,937 (\$268,528 decrease from request).

Docket No. 55525

- Application filed on September 15, 2023.
- Distribution revenue requirement increase requested by utility: \$56,536,428.
- Distribution revenue requirement increase granted: \$53,536,428 (\$3 million decrease from request).

Docket No. 56306

- Application filed on March 1, 2024.
- Distribution revenue requirement increase requested by utility: \$81,323,815.
- Distribution revenue requirement increase granted: \$81,323,815.

Docket No. 56963

- Application filed on August 16, 2024.
- Distribution revenue requirement increase requested by utility: \$90,288,143.
- Distribution revenue requirement increase granted: \$90,288,143.



Find out more about ERCOT, the non-profit corporation that oversees the state’s electric power grid, in the glossary and primer from the Steering Committee of Cities Served by Oncor. The 18-page document includes definitions of key ERCOT terms, plus information about the organization’s history, structure and board structure. You can find the publication, “Coming to Terms with ERCOT,” in PDF form on the OCSC Report page at this [link](#).

OCSC Advocates for Consumers in 2024 Securitization Proceeding

Although facing years of Winter Storm Uri-related debt, residential and commercial customers should end up shouldering a smaller portion of it thanks in part to regulatory recommendations made by cities.

Adopted Aug. 29 by the Public Utility Commission as part of a broader set of debt-financing rules, the recommendations should result in indirect benefits for residential and commercial customers. At the same time, certain industrial energy users could end up paying comparatively more.

The Background

In 2021, the Texas Legislature funded several debt-financing programs to soften the short-term pain of spiraling gas and electric energy costs during Winter Storm Uri. Known as “securitized” financing or “securitization,” the programs allow for large fiscal obligations to be retired over time with interest.

As has been widely reported, wholesale prices exceeded a regulatory threshold during Winter Storm Uri because of emergency orders issued by the PUC. One such securitization program is designed to address \$2.1 billion in excess market costs associated with those controversial regulatory decisions. The securitization program would provide short-term relief for retail electric providers and other “Load Serving Entities” (such as electric cooperatives and municipal utilities) affected by those high prices, with the cost of that relief generally borne by market participants.

One of the recommendations from the OCSC adopted by the PUC would increase the relative share of that burden borne by certain industrial customers. This, in turn, would indirectly lessen the burden on retail electric

providers and other LSEs that serve residential and small commercial users.

The Details

In more specific terms, ERCOT, under the program will assess securitization charges to each Load Serving Entity in accordance with their actual, real-time energy usage. However, transmission voltage customers — that is, certain large industrial users — have the option to “opt-out” of the program. Those that do so wouldn’t be eligible to benefit from payments under it nor would they have to make payments to support it.

Under the Aug. 29 PUC ruling, transmission-voltage customers who have had a transfer in ownership will lose the ability to opt-out. All else equal, this should benefit other load serving entities. The OCSC and PUC staff recommended this regulatory interpretation.

Regulatory History

PUC staff earlier filed a petition seeking a declaratory order that transmission-voltage customers, after a transfer in ownership, lose their securitization opt-out status. OCSC also took that position in agency proceedings, arguing that that interpretation was consistent with legislative directives while simultaneously avoiding a disproportionate assessment of securitization charges to residential ratepayers.

Texas Industrial Energy Consumers, a coalition including transmission voltage customers, argued otherwise. Because many transmission voltage customers are owned by the same parent company, TIEC’s interpretation would have almost certainly reduced cost savings for non-industrial customers.

Oncor Loses Appeal in Rate Case

On February 22, a District Court Judge denied “with prejudice” an Oncor legal objection relating to a 2022 rate case, a legal action representing the final determination in the case.

The History and Background

Oncor’s 2022 rate case resulted in a June 2023 PUC Order on Rehearing that set a 6.65 percent rate of return and ordered a reduction to Oncor’s revenues. In September 2023, Oncor filed a petition in District Court in Travis County appealing the PUC’s June Order on Rehearing.

In November 2023, the PUC, represented by attorneys with the Texas Attorney General, filed a “Plea to the Jurisdiction” arguing that Oncor failed to meet the requirements for an administrative appeal. On February 22, 2024, a District Court Judge granted the PUC’s Plea to the Jurisdiction. Oncor’s petition for review of the PUC’s decision was denied with prejudice, meaning this is the final determination in the case and Oncor cannot re-file its appeal.

Oncor Reports Increased Revenues in 2024, Anticipates More Spending Going Forward

Oncor reported year-to-date earnings of \$800 million, as compared to the \$683 million during last year's corresponding nine-month period, according to information released to investors on Nov. 6.

The \$117 million increase was driven by overall higher revenues primarily attributable to updated interim rates and new base rates implemented in May 2023, according to the company.

As of September 30, Oncor had 884 active generation and LC&I transmission points of interconnection requests in queue. Generation customers represented 505 of the active requests, of which 44 percent are solar, 44 percent are storage, 7 percent are wind, 4 percent are gas and 1 percent are other.

Oncor also expects to announce a new five-year

capital expenditure plan for 2025 through 2029 during the first quarter of 2025 that will project a 40-50 percent increase over its previously announced 2024 through 2028 capital plan of \$24.2 billion. The increase is largely driven by the forecasted growth of customer demand within ERCOT, according to Oncor.

About Oncor

Headquartered in Dallas, Oncor Electric Delivery Company operates the largest transmission and distribution system in Texas. The company delivers electricity to more than 4 million homes and businesses and operates more than 143,000 circuit miles of transmission and distribution lines. While Oncor is owned by two investors (indirect majority owner, Sempra, and minority owner, Texas Transmission Investment LLC), it is managed by a separate board of directors.

Arlington City Attorney Molly Shortall Named OCSC Chair



Molly Shortall

OCSC welcomed a new chair in 2024, Arlington City Attorney Molly Shortall. Prior to being named City Attorney in 2022, Ms. Shortall was an assistant city attorney for 15 years. Ms. Shortall has been a licensed attorney since 2006. Congratulations Ms. Shortall!

Ms. Shortall replaced Paige Mims, City Attorney for the City of Plano, who stepped down as OCSC chair at the end of 2023 after serving nine years in the position. Ms. Mims has been a tireless advocate for the organization, and OCSC thanks her for her years of leadership.



Paige Mims

2025 OCSC Meetings
March 6
June 12 (virtual only)
September 11
December 11 (virtual only)

OCSC Officers
Chair—Molly Shortall
Vice Chair—Don Knight
Secretary—Lupe Orozco
Treasurer—David Johnson

For more questions or concerns regarding any ACSC matter or communication, please contact the following representative, who will be happy to provide assistance:



Thomas L. Brocato
(512) 322-5857
tbrocato@lglawfirm.com

Jamie Mauldin
(512) 322-5890
jmauldin@lglawfirm.com

OCSC Master List of Members (169 Total)

1. Addison	57. Forest Hill	112.New Chapel Hill	167.Wilmer
2. Allen	58. Forney	113.North Richland Hills	168.Woodway
3. Alvarado	59. Fort Worth		169.Wylie
4. Andrews	60. Frisco	114. Northlake	
5. Anna	61. Frost	115.Oak Leaf	
6. Archer	62. Gainesville	116.Oak Point	
7. Argyle	63. Garland	117.Odessa	
8. Arlington	64. Garrett	118.O'Donnell	
9. Azle	65. Glenn Heights	119.Ovilla	
10. Bedford	66. Grand Prairie	120.Palestine	
11. Bellmead	67. Granger	121.Pantego	
12. Belton	68. Grapevine	122.Paris	
13. Benbrook	69. Gunter	123.Parker	
14. Beverly Hills	70. Haltom	124.Plano	
15. Big Spring	71. Harker Heights	125.Pottsboro	
16. Breckenridge	72. Haslet	126.Prosper	
17. Bridgeport	73. Henrietta	127.Ranger	
18. Brownwood	74. Hewitt	128.Red Oak	
19. Buffalo	75. Highland Park	129.Rhome	
20. Burkburnett	76. Honey Grove	130.Richardson	
21. Burleson	77. Howe	131.Richland Hills	
22. Caddo Mills	78. Hudson Oaks	132.River Oaks	
23. Cameron	79. Hurst	133.Roanoke	
24. Canton	80. Hutchins	134.Robinson	
25. Carrollton	81. Hutto	135.Rockwall	
26. Cedar Hill	82. Iowa Park	136.Rosser	
27. Celina	83. Irving	137.Rowlett	
28. Centerville	84. Jolly	138.Royse	
29. Cleburne	85. Josephine	139.Sachse	
30. Coahoma	86. Justin	140.Saginaw	
31. Colleyville	87. Kaufman	141.Sansom Park	
32. Collinsville	88. Keene	142.Seagoville	
33. Colorado	89. Keller	143.Seymour	
34. Comanche	90. Kemp	144.Sherman	
35. Commerce	91. Kennedale	145.Snyder	
36. Coppell	92. Kerens	146.Southlake	
37. Copperas Cove	93. Killeen	147.Springtown	
38. Corinth	94. Krum	148.Stephenville	
39. Cross Roads	95. Lake Worth	149.Sulphur Springs	
40. Crowley	96. Lakeside	150.Sunnyvale	
41. Dallas	97. Lamesa	151.Sweetwater	
42. Dalworthington Gardens	98. Lancaster	152.Temple	
43. De Leon	99. Lavon	153.Terrell	
44. Denison	100.Lewisville	154.The Colony	
45. DeSoto	101.Lindale	155.Trophy Club	
46. Duncanville	102.Lindsay	156.Tyler	
47. Early	103.Little River	157.University Park	
48. Eastland	Academy	158.Venus	
49. Edgecliff Village	104.Malakoff	159.Waco	
50. Ennis	105.Mansfield	160.Watauga	
51. Euless	106.McKinney	161.Waxahachie	
52. Everman	107.Mesquite	162.Westover Hills	
53. Fairview	108.Midland	163.Westworth Village	
54. Farmers Branch	109.Midlothian	164.White Settlement	
55. Fate	110.Murchison	165.Wichita Falls	
56. Flower Mound	111.Murphy	166.Willow Park	

REQUEST FOR CONTACT INFORMATION

January 2025

CONTACTS

Please provide contact information for the following coalitions:

- ☒ OCSC (Oncor Cities Steering Committee)
- ☒ ACSC (Atmos Cities Steering Committee)

Please type or print clearly

MAIN CONTACT

Name:	Jarrold Greenwood
Title:	City Manager
City of:	Justin
Address:	415 N. College Ave
Phone:	(940) 648-2541, ext 114
Fax:	
Email:	jgreenwood@cityofjustin.com

ADDITIONAL CONTACT

Name:	Amy Piukana
Title:	City Secretary
City of:	Justin
Address:	415 N. College Ave
Phone:	(940) 648-2541, ext 103
Fax:	
Email:	apiukana@cityofjustin.com

CONTACT TO SEND INVOICES OR CHECKS

Name:	Abbey Reece
Title:	Assistant city Manager
City of:	Justin
Address:	415 N. College Ave
Phone:	(940) 648-2541, ext 115
Fax:	
Email:	areece@cityofjustin.com

Please duplicate if more room needed.

(Please complete and return to: Thomas Brocato @ tbrocato@lglawfirm.com
and Brandi Stigler @ brandi.stigler@arlingtontx.gov)



City Council Coversheet
February 13, 2025
415 N. COLLEGE AVE.

Agenda Item: 7. (CONSENT AGENDA)

Title: Consider approving Resolution No. 736-25 approving Waste Connections CPI Fee to increase solid waste and recycling rates; and take appropriate action.

Department: Administration

Contact: Jarrod Greenwood, City Manager

Recommendation:

Staff recommends approval

Background:

Council will recall, staff presented the current Solid Waste Franchise Agreement with Waste Connections to Council at the February 8, 2024 Regular Council Meeting, which was approved by Resolution 645-24 and increased the residential rates \$1.88 (from \$12.69 to \$14.50). Implementation of the 2024 new residential rate was deferred and is to be put in place on March 1, 2025. Commercial rates went into effect on March 1, 2024.

The 2024 Agreement allows Waste Connections to request a Consumer Price Index (CPI) adjusted rate increase each year. In accordance with this provision, the proposed Resolution would approve the CPI rate increase of \$0.28, 1.88%.

The new residential and commercial rates are reflected in the attached Rate Sheet to become effective on March 1, 2025.

City Attorney Review: N/A

Attachments:

1. Resolution 736-25 Solid Waste and Recycling CPI Increase
2. Res 736-25 Exhibit A Rate Sheet

CITY OF JUSTIN

RESOLUTION NO. 736-25

A RESOLUTION OF THE CITY OF JUSTIN CITY COUNCIL APPROVING THE CONSUMER PRICE INDEX RATE ADJUSTMENT FOR SOLID WASTE AND RECYCLING SERVICES.

WHEREAS, the City of Justin is a Home Rule municipality operating under and governed by the laws and Constitution of the State of Texas; and,

WHEREAS, the City executed a Contract for Solid Waste and Recycling services with Waste Connections, INC in 2024; and

WHEREAS, the Contract allows Waste Connections to request a Consumer Price Index (CPI) adjusted rate increase each year; and

WHEREAS, in accordance with this provision, the CPI rate increase would change rates based on the attached Rate Sheet.

NOW THEREFORE BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF JUSTIN, TEXAS, THAT:

SECTION 1. The recitals set forth above are true and correct and are incorporated herein by reference as part of this Resolution.

SECTION 2. The City Council hereby approves the Consumer Price Index rate adjustment for Solid Waste and Recycling as set forth in the City of Justin Rate Sheet, attached hereto as **Exhibit “A”** to be implemented on March 1, 2025.

SECTION 3. This Resolution shall take effect immediately upon its passage.

DULY PASSED by the City Council of the City of Justin, Texas, on the 13th day of February 2025.

APPROVED:

James Clark, Mayor

ATTEST:

Amy Piukana, City Secretary

APPROVED AS TO FORM:

Matthew Boyle, City Attorney



WASTE CONNECTIONS LONE STAR, INC.

802 Topeka Justin ,TX 76247

Contact: Merle Rodgers

Phone: 940-592-5050

City of Justin RATE SHEET

Effective: March 2025 BILLING

RESIDENTIAL CURBSIDE COLLECTION: \$10.70 per month, per residential unit

RESIDENTIAL CURBSIDE RECYCLING : \$4.08 per month, per residential unit

\$14.77 total per month residential and recycling unit

Additional Recycling Container: _____ per month, per residential unit per each additional Recycling Container

Senior Citizen Rate: _____ per month, per residential unit (Includes Trash & Recycle Service)

*****RATES DO NOT INCLUDE 10% FRANCHISE FEE*****

Must tell customer it's Rate + 10%

COMMERCIAL RATE SCHEDULE

Lifts Per Week

CONTAINER SIZE	1	2	3	4	5	6	Extra-Lifts
95 gallon Cart	30.22	36.68	42.15	47.77	56.39		-
2 Cubic Yd	85.05	150.36	214.12	299.49	502.48	555.46	128.20
3 Cubic Yd	115.11	202.70	294.50	406.44	564.87	612.82	158.35
4 Cubic Yd	143.35	260.20	404.15	534.16	643.41	765.37	188.51
6 Cubic Yd	152.85	273.95	412.19	609.13	738.08	896.93	218.68
8 Cubic Yd	173.24	294.87	467.48	673.17	812.36	984.88	248.84

Overflow Extra	127.35	127.35	127.35	127.35	127.35	127.35	
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FRONT LOAD COMPACTOR RATES

6 Cubic Yd	458.67	819.90	1,235.45	1,825.11	2,214.42	2,689.85	331.56
8 Cubic Yd	520.04	884.21	1,400.74	2,017.78	2,437.08	2,952.74	453.94

FRONT LOAD RECYCLE RATES

6 Cubic Yd	107.18	182.84	258.48				32.93
8 Cubic Yd	113.48	195.46	271.11				32.93

other commercial front load fees

Containers w/Casters	\$8.28 per Month	*Delivery and/or Removal Fee	\$52.77
Containers w/locks	\$9.19 per Month	Exchange Fee	\$44.27

Temporary Front Load Rates

per lift DELIVERY DAILY RENT DISPOSAL

6 Cubic Yd	173.95	76.52	1.43	n/a			
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ROLL OFF RATE SCHEDULE

CONTAINER SIZE	HAUL	DELIVERY	DAILY RENT	DISPOSAL
20 Cubic Yd	608.29	138.23	-	
30 Cubic Yd	654.50	153.51	-	
40 Cubic Yd	704.43	153.51	-	
20 CY SLUDGE	-			

ROLL OFF COMPACTOR RATE SCHEDULE

CONTAINER SIZE	HAUL	DELIVERY	DAILY RENT	DISPOSAL
20 Cubic Yd		N/A	Negotiable	
28 Cubic Yd		N/A	Negotiable	
30 Cubic Yd		N/A	Negotiable	
35 Cubic Yd		N/A	Negotiable	
40 Cubic Yd		N/A	Negotiable	
42 Cubic Yd		N/A	Negotiable	

Franchise and Billing Fees:

Residential: 10.0%

Commercial: 10.0%

* Rates do not include any Sales Tax

* Rates do not include any Fuel Surcharges

* Rates do not include Franchise Fees

Databases, Tables & Calculators by Subject

 **Special Notices** 4/25/2024

Change Output Options:

From: To: 

☐ include graphs ☐ include annual averages

[More Formatting Options](#) 

Data extracted on: January 2, 2025 (10:33:17 AM)

Consumer Price Index for All Urban Consumers (CPI-U)

Series Id: CUURS37ASA0, CUUSS37ASA0
 Not Seasonally Adjusted
Series Title: All items in Dallas-Fort Worth-Arlington, TX, all urban consumers, not seasonally adjusted
Area: Dallas-Fort Worth-Arlington, TX
Item: All items
Base Period: 1982-84=100

Download:  [.xlsx](#)

Year	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec	Annual	HALF1	HALF2
2014	216.291		218.715		219.590		219.543		219.380		217.188		218.392	218.469	218.316
2015	214.899		217.487		218.484		218.676		217.507		217.104		217.500	217.375	217.625
2016	217.164		218.877		220.717		221.507		221.923		222.259		220.677	219.223	222.132
2017	223.082		223.782		225.264		225.613		229.056		229.352		226.103	224.203	228.003
2018	229.132		230.272		234.034		233.570		234.563		234.487		232.788	231.570	234.007
2019	233.915		236.495		237.485		238.891		239.815		238.768		237.732	236.420	239.045
2020	238.935		238.865		236.317		239.888		240.658		239.544		239.081	237.910	240.253
2021	242.513		246.995		251.228		253.319		254.950		257.394		251.620	247.420	255.820
2022	261.499		269.347		274.196		277.005		278.297		279.000		273.855	269.525	278.184
2023	281.117		284.862		287.133		288.006		291.001		293.591		287.974	284.846	291.103
2024	296.121		298.719		301.567		299.767		298.653		299.096			299.273	

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Telephone: 1-202-691-5200 Telecommunications Relay Service: 7-1-1 www.bls.gov [Contact Us](#)



City Council Coversheet
February 13, 2025
415 N. COLLEGE AVE.

Agenda Item: 8. (CONSENT AGENDA)

Title: Consider approving Ordinance 797-25 first reading authorizing the abandonment of a right of way located at 6th Street and Topeka Avenue; and take appropriate action.

Department: Administration

Contact: Matthew Cyr, Director of Planning and Development, Joshua Little, Public Works Director

Recommendation:

Staff has no objection to the request.

Background:

The City received a request for the abandonment of a portion of a 20-foot alley within the Stephen R. Roberts Survey, Abstract No. 1127. As part of the review process, the City required the contractor/business to conduct potholing of the site to determine whether any utilities were present within the right-of-way. This would allow the applicant to build across the easement to expand their existing business.

Following this requirement, the City's Public Works Department conducted an inspection and confirmed that no utilities exist within the subject area. Based on this verification, the City has no objection to the abandonment request.

An ordinance has been prepared to authorize the abandonment via separate instrument, thereby streamlining the process and removing the need for Council approval at the time of future plat submission.

The City Attorney is finishing the review, therefore there may be revisions or updates by February 7, 2025.

City Attorney Review: Yes

Attachments:

1. Exhibit A
2. Aerial map- ROW

3. ROW Abandonment Ordinance

ALLEY ABANDONMENT

Stephen R. Roberts Survey, Abstract No. 1127
City of Justin, Denton County, Texas

LEGAL DESCRIPTION

Being a 0.092 acre tract of land out of the Stephen R. Roberts Survey, Abstract No. 1127, situated in the City of Justin, Denton County, Texas, being a portion of a 20' alley dedicated by plat of Original Town of Justin, a subdivision of record in Volume 32, Page 522 of the Deed Records of Denton County, Texas and being more particularly described by metes and bounds as follows:

BEGINNING at a 1/2 inch iron with green plastic cap stamped "EAGLE SURVEYING" set at the intersection of the West right-of-way line of Topeka Avenue (a 60' right-of-way) and the South right-of-way line of said 20' alley, being the Northeast corner of Lot 1 of said Block 45, from which a 1/2 inch iron with green plastic cap stamped "EAGLE SURVEYING" set at the intersection of the North right-of-way line of 6th Street (a 60' right-of-way) and the West right-of-way line of said Topeka Avenue, being the Southeast corner of said Lot 1, bears S05°55'42"W, a distance of 120.00 feet;

THENCE, N84°04'18"W, along the South right-of-way line of said 20' alley, being the common North lines of said Lot 1 and Lots 2, 3 and 4, of said Block 45, a distance of 200.00 feet to a 1/2 inch iron with green plastic cap stamped "EAGLE SURVEYING" set at the Northeast corner of Lot 5 of said Block 45, being the Northwest corner of said Lot 4;

THENCE, N05°55'42"E, over and across said 20' alley, a distance of 20.00 feet to a 1/2 inch iron with green plastic cap stamped "EAGLE SURVEYING" set in the North right-of-way line of said 20' alley, being the Southeast corner of Lot 8 of said Block 45, also being the Southwest corner of Lot 9 of said Block 45, from which a 1/2 inch iron rod with yellow plastic cap stamped "ONSITE" found at the intersection of the East right-of-way line of Colorado Avenue (a 60' right-of-way) and the North right-of-way line of said 20' alley, being the Southwest corner of Lot 7 of said Block 45;

THENCE, S84°04'18"E, along the North right-of-way line of said 20' alley, being the common South line of said Lot 9 and Lots 10, 11 and 12 of said Block 45, a distance of 200.00 feet to a 1/2 inch iron with green plastic cap stamped "EAGLE SURVEYING" set at the Southeast corner of said Lot 12, from which a 1/2 inch iron with green plastic cap stamped "EAGLE SURVEYING" set at the intersection of the South right-of-way line of 7th Street (a 60' right-of-way) and the West right-of-way line of said Topeka Avenue, being the Southeast corner of said Lot 12, bears N05°55'42"E, a distance of 120.00 feet;

THENCE, S05°55'42"W, along the West right-of-way line of said Topeka Avenue, being the common East right-of-way line of said 20' alley a distance of 20.00 feet to a 1/2 inch iron with green plastic cap stamped "EAGLE SURVEYING" set for the **POINT OF BEGINNING** and containing an area of 0.092 acres (4,000 square feet) of land, more or less.

Bearings are based on GPS observations utilizing the AllTerra RTK Network, North American Datum of 1983 (Adjustment Realization 2011).

PAGE 1 OF 2

I hereby certify that this survey, plan or report was prepared by me or under my direct supervision and that I am a Registered Professional Land Surveyor under the laws of the State of Texas



EAGLE SURVEYING, LLC
222 S. ELM STREET
SUITE: 200
DENTON, TX 76201
(940) 222-3009
TX FIRM # 10194177

JOB NUMBER	DRAWN BY	DATE
2409.028-04	PM	10-30-2024

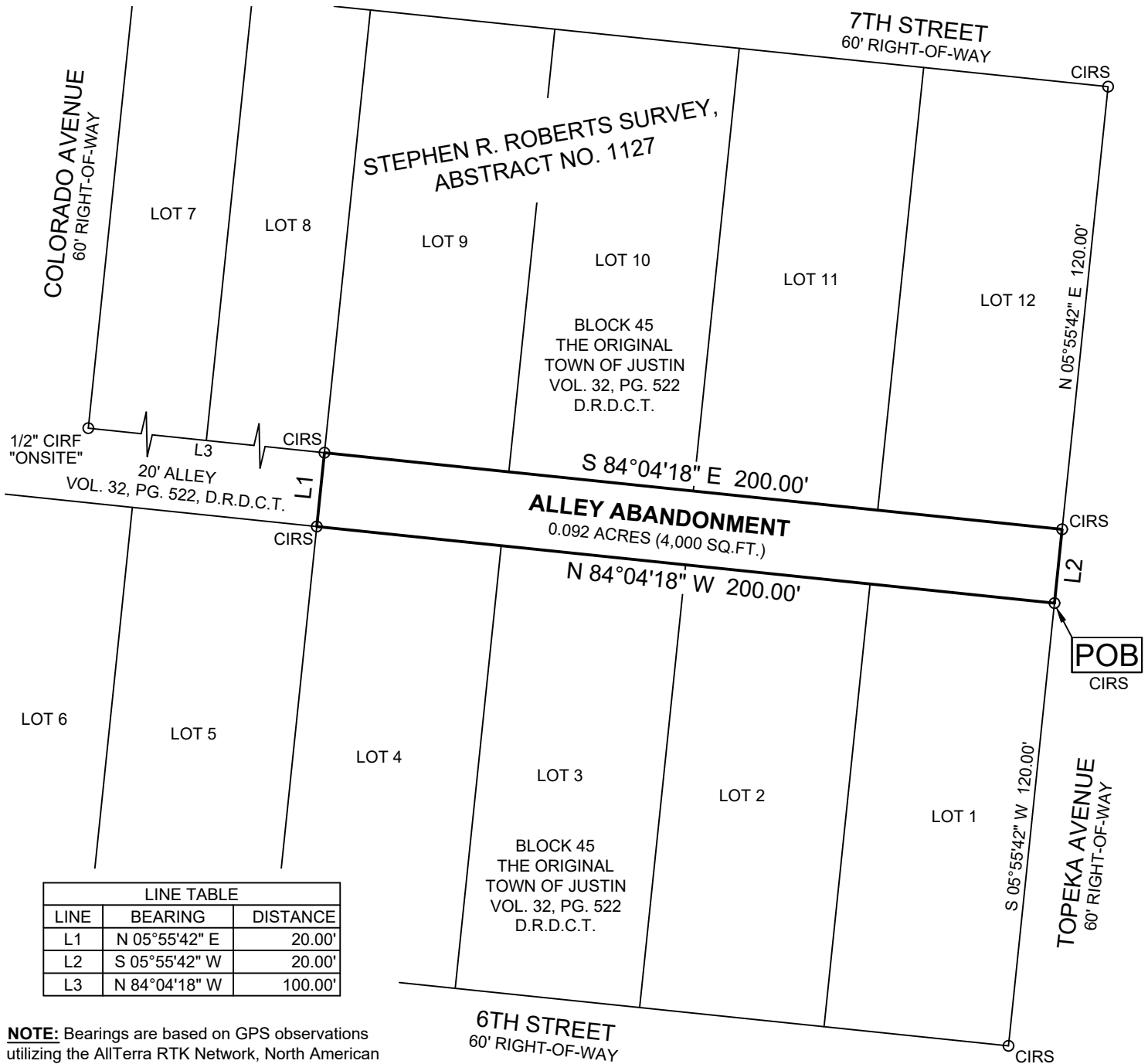
Matthew Raabe
Matthew Raabe
R.P.L.S. # 6402



10-31-24
Date

ALLEY ABANDONMENT

Stephen R. Roberts Survey, Abstract No. 1127
City of Justin, Denton County, Texas



NOTE: Bearings are based on GPS observations utilizing the AllTerra RTK Network, North American Datum of 1983 (Adjustment Realization 2011).

PAGE 2 OF 2



EAGLE SURVEYING, LLC
222 S. ELM STREET
SUITE: 200
DENTON, TX 76201
(940) 222-3009
TX FIRM # 10194177



1" = 40'

LEGEND

O	BOUNDARY MONUMENT
CIRF	CAPPED IRON ROD FOUND
CIRS	1/2" CAPPED IRON ROD SET
POB	POINT OF BEGINNING
VOL.	VOLUME
PG.	PAGE
D.R.D.C.T.	DEED RECORDS, DENTON COUNTY, TEXAS

JOB NUMBER

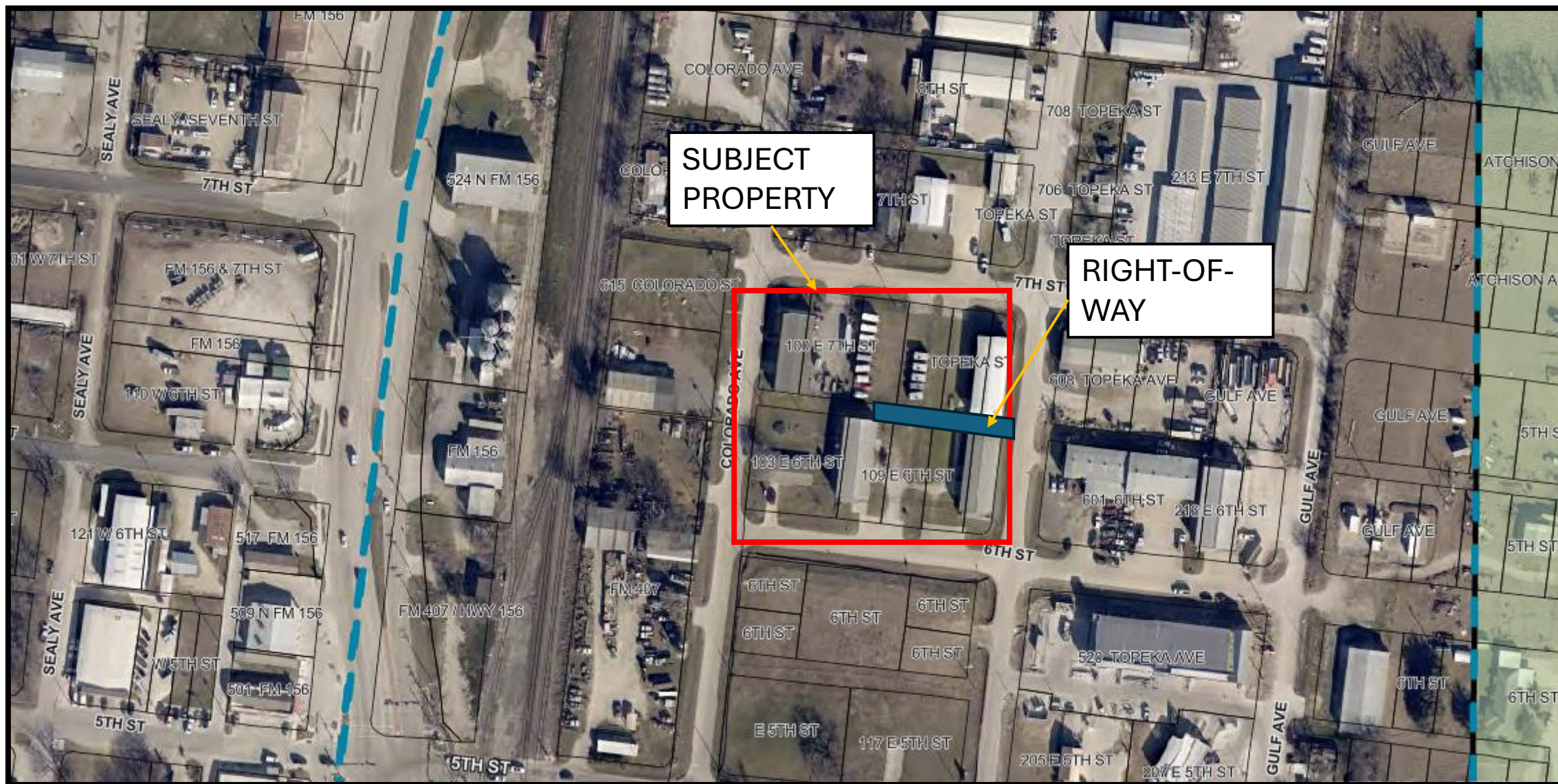
2409.028-04

DRAWN BY

PM

DATE

10-30-2024



ORDINANCE NO. 797-25

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF JUSTIN, TEXAS, AUTHORIZING THE ABANDONMENT OF CERTAIN RIGHT-OF-WAY THROUGH SEPARATE INSTRUMENT

WHEREAS, the City of Justin recognizes the need for efficient land management and the facilitation of development within the city; and

WHEREAS, a certain portion of a 20-foot alley, as described in the attached legal description (Exhibit A), situated within the Stephen R. Roberts Survey, Abstract No. 1127, in the City of Justin, Denton County, Texas, has been identified for abandonment; and

WHEREAS, the abandonment of said right-of-way does not negatively impact public access, utilities, or city infrastructure; and

WHEREAS, the City Council desires to allow for the abandonment of such right-of-way via a separate legal instrument, eliminating the requirement for specific Council approval at the time of future plat submission;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF JUSTIN, TEXAS, THAT:

SECTION 1. That the identified right-of-way, as described in Exhibit A, may be abandoned by separate instrument, subject to the review and approval of the City Manager or their designee.

SECTION 2. That future plats incorporating the abandoned right-of-way shall not require additional City Council approval solely for the purpose of such abandonment.

SECTION 3. That this ordinance shall become effective immediately upon passage.

DULY PASSED by the City Council of the City of Justin, Texas, on the 13th day of February 2025.

On first reading, the 13th day of February 2025.

On the second and final reading, the 27th day of February 2025.

APPROVED:

James Clark, Mayor

ATTEST:

Amy Piukana, City Secretary

APPROVED AS TO FORM:

City Attorney



City Council Coversheet
February 13, 2025
415 N. COLLEGE AVE.

Agenda Item: 1. (ACTION ITEM(S))

Title: Consider approving Resolution 733-25 adopting a 2025 Strategic Plan; and take appropriate action.

Department: Administration

Contact: Abbey Reece

Recommendation:

City Administration recommends the City Council approve Resolution 733-25, adopting a 2025 Strategic Plan.

Background:

Annually, the City Council will adopt a Strategic Plan. Adopting a strategic plan is essential for any city because it provides a clear roadmap for the future. Without one, city leaders are often left reacting to problems as they arise, rather than proactively shaping the community's growth and development. A well-thought-out plan allows the city to set priorities, make informed decisions, and ensure that resources are used effectively to meet the community's needs. A strategic plan also fosters transparency and accountability. It lays out specific goals and benchmarks, making it easier for residents to see how their city is progressing and hold leaders accountable for results. This kind of clarity builds trust between the government and the community, which is vital for effective governance.

The proposed Resolution 733-25 approves the following 2025 Strategic Plan Initiatives:

1. Strategic Communications Plan
 2. Fire Transition Plan
 3. Emergency Response Plan
 4. Financial Transparency
 5. Strategic Partnerships/Regional Animal Control
 6. Opportunity Districts/Small Area Plans/Old Town Masterplan
 7. Community Center/Municipal Space
 8. Rebranding/Monument Signage
 9. Business Retention
 10. Youth Advisory Council
 11. Golf Carts/Mobility Plan
-

City Attorney Review: N/A

Attachments:

1. Resolution 733-25 Adoption of 2025 Strategic Plan

**CITY OF JUSTIN
RESOLUTION 733-25**

**A RESOLUTION OF THE CITY COUNCIL OF CITY OF JUSTIN, ADOPTING
THE CITY OF JUSTIN 2025 STRATEGIC PLAN.**

WHEREAS, the Justin City Council believes that the development and adoption of a Strategic Plan is vital to planning for the future of the community; and

WHEREAS, strategic planning is a disciplined effort to produce fundamental decisions and actions that shape and guide what an organization is, what it does and why it performs the services and/ or programs it does; and

WHEREAS, Strategic planning offers numerous benefits to organizations, including increased effectiveness and efficiency, improved understanding through enhanced learning, better decision-making, strengthened organizational capabilities, improved communication and public relations, greater transparency and accountability; and

WHEREAS, the City Council and staff conducted Strategic Planning work sessions in January, 2025 which included a review of Strategic Plan issues, Mission and Vision statements, Values, Strategic Goals, Strategic Objectives and Strategic Initiatives to develop a cohesive vision of the future for the City of Justin and a strategic plan to guide these efforts; and

WHEREAS, the City Council has reviewed the proposed Strategic plan including the strategic goals and initiatives, including the mission, vision and values, as outlined in the attached document.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF JUSTIN, TEXAS, THAT:

SECTION 1: That, all matters stated in the Recitals hereinabove are found to be true and correct and are incorporated herein by reference as if copied in their entirety.

SECTION 2: That the City of Justin's 2025 Strategic Plan, attached hereto as Exhibit "A", is hereby adopted.

SECTION 3: That this resolution shall become effective from and after its date of passage.

DULY PASSED and approved by the City Council of the City of Justin, Texas, by a vote on this the 13th day of February 2025.

APPROVED:

James Clark, Mayor

ATTEST:

Amy Piukana, City Secretary

APPROVED AS TO FORM:

Matthew Boyle, City Attorney