

CITY OF ALVARADO
104 W. COLLEGE
August 16, 2010
6:30 P.M.

AGENDA

The City Council of the City of Alvarado will meet in a Regular Session on Monday, August 16, 2010 at 6:30 p.m. in the Council Chambers at City Hall. Up to the first thirty minutes of the meeting will be a public work session for staff briefing of the Council on agenda items listed below.

CALL TO ORDER- Roll Call Page No.

INVOCATION

PLEDGE OF ALLEGIANCE

CONSENT AGENDA:

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| A. Minutes, Regular Meeting July 19, 2010. | 1 |
| B. Minutes, Workshop, July 22, 2010. | 6 |
| C. Minutes, Special Called Meeting August 2, 2010. | 7 |
| D. Minutes, Workshop, August 10, 2010. | 10 |
| E. Resolution authorizing continued participation with the Atmos Cities Steering Committee; authorizing the payment of two cents per capita to the Atmos Cities Steering Committee to fund regulatory and related activities related to Atmos Energy Corporation. | 11 |

PUBLIC HEARING

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| 1. An Ordinance ratifying portions of Section 24 of the Alvarado Code of Ordinances; establishing a curfew for minors; making it an offense for minors, parents, and guardians of minors, and business establishments to violate curfew regulations; providing defenses; providing for enforcement by the police department; providing for waiver by the municipal court of jurisdiction over a minor when required under the Texas Family Code. | 19 |
| 2. Rezoning of part of Lots 1, 2, 17 and 18 of the New Town Addition, also known as 700 S. Parkway by issuance of a Specific Use Permit, to accommodate a stationary vendor using a mobile structure in a C-2 (Heavy Commercial) Zone. | 20 |

3. An ordinance amending the PD (Planned Development) Zoning for Lots 1B and 2B of the Peach Orchard Park Addition, being a city block bordered by N. Spears, E. Patton, E. Adair and N. Friou. 29

OLD BUSINESS

NEW BUSINESS

4. Consideration and action of the rezoning of part of Lots 1, 2, 17 and 18 of the New Town Addition, also known as 700 S. Parkway by issuance of a Specific Use Permit, to accommodate a stationary vendor using a mobile structure in a C-2 (Heavy Commercial) Zone. 36
5. Consideration and action to regarding amending the PD (Planned Development) Zoning for Lots 1B and 2B of the Peach Orchard Park Addition, being a city block bordered by N. Spears, E. Patton, E. Adair and N. Friou. 38
6. Consideration and action regarding an ordinance ratifying portions of Section 24 of the Alvarado Code of Ordinances; establishing a curfew for minors; making it an offense for minors, parents and guardians of minors, and business establishments to violate curfew regulations; providing defenses; providing for enforcement by the police department; providing for waiver by the municipal court of jurisdiction over a minor when required under the Texas Family Code. 43
7. Consideration and action regarding an ordinance of the City of Alvarado, Texas appointing the presiding judge of the municipal court of record in the City of Alvarado. 49
8. Consideration and action regarding approval of an Interlocal Agreement between the North Central Texas Council of Governments and City of Alvarado for E9-1-1 Service, Equipment, Addressing and Database Maintenance. 52

9. Consideration and action regarding fiscal year 2010-2011 ad valorem tax rate: 64
1. Take record vote.
10. Consideration and action regarding oil and gas lease of city owned minerals of approximately 6.43 acres out of the Ira Glaze Survey, Andrew J. Patton Survey, and the Robert Bell Survey. 65

EXECUTIVE SESSION

Pursuant to the Texas Open Meetings Act, Chapter 551 of the Texas Government Code, the City Council may convene in Executive Session to deliberate regarding the following matters.

a. §551.071 Consultation with Attorney The City Council may convene in Executive Session to conduct a private consultation with its Attorney on any legally posted agenda item, when the City Council seeks the advice of its Attorney about pending or contemplated litigation, a settlement offer, or on a matter in which the duty of the Attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the provision of Chapter 551, including the following items:

1. Any posted agenda item.
2. Legal advice regarding proposed detention facility.

10. Consider possible action resulting from items posted and legally discussed in Executive Session.

PUBLIC COMMENTS

The City Council invites citizens to speak on any topic.

Unless the item is specifically noted on this agenda, the City Council is required under the Texas Open Meetings Act to limit its response to one of the following:

- * **Responding with a statement of specific factual information or reciting the City's existing policy on that issue; or**
- * **Directing the person making the inquiry to visit with City Staff about the issue. (No Council deliberation is permitted.)**

CITY MANAGER'S REPORT

COUNCIL COMMENTS

Pursuant to LGC Section 551.0415, City Council Members may make a report about items of Community interest during a meeting of the governing body without having given notice of the report. Items of community interest include:

- * Expressions of thanks, congratulations, or condolence;
- * Information regarding holiday schedules;

- * An honorary or salutory recognition of a public official, public employee, or other citizen, except that a discussion regarding a change in the status of the person's public office of public employment is not an honorary or salutory recognition for purposes of this subdivision;
- * A reminder about an upcoming event organized or sponsored by the governing body;
- * Information regarding a social, ceremonial, or community event organized or sponsored by an entity other than the governing body that was attended or is scheduled to be attended by a member of the governing body or an official or employee of the municipality; and
- * Announcements involving an imminent threat to the public health and safety of people in the municipality that has arisen after the posting of the agenda.

11. Adjourn

ACCESSIBILITY STATEMENT

The Alvarado City Hall and Council Chamber are wheelchair accessible. The exit and parking ramps are located in the front of the building. Persons with disabilities who plan to attend this meeting and who may need auxiliary aids or services such as interpreters for persons who are deaf or hearing impaired, readers, or large print, are requested to contact the City Secretary's Office at 817-790-3351, FAX: 817-783-7925, e-mail: thomasd@cityofalvarado.org. Please call at least two (2) working days prior to the meeting so that appropriate arrangements can be made.

NON-DISCRIMINATION STATEMENT

The City of Alvarado does not discriminate on the basis of race, color, national origin, sex, religion, or disability in the employment or the provision of services. I, the undersigned authority do hereby certify that the above Agenda was posted on the bulletin board in the City Hall of the City of Alvarado, Texas, a place convenient and readily accessible to the general public at all times and said Agenda was posted on August 13, 2010 at 4:00 P.M. and remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting.

Debbie Thomas, TRMC
City Secretary