

CITY OF ALVARADO
104 W. COLLEGE
July 20, 2009
6:30 P.M.

AGENDA

The City Council of the City of Alvarado will meet in a Regular Session on Monday, July 20, 2009 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

PUBLIC HEARINGS

CONSENT AGENDA:

- | | |
|--|----|
| A. Minutes, Regular Meeting June 15, 2009. | 1 |
| B. Minutes, Special Meeting July 9, 2009. | 14 |
| C. Minutes, Special Meeting July 13, 2009. | 17 |

OLD BUSINESS

- | | |
|---|----|
| 2. Consideration and action regarding a budget amendment of \$25,000.00 for improvements to the Old Wagon Barn. | 19 |
|---|----|

NEW BUSINESS

- | | |
|--|----|
| 3. Consideration and action regarding an ordinance of the city council of the City of Alvarado, Texas (City) approving a negotiated resolution between the Atmos Cities Steering Committee (ACSC or Steering Committee) and Atmos Energy Corp., Mid-Tex Division (Atmos Mid-Tex or Company) regarding the company's rate review mechanism filing in all cities exercising original jurisdiction; declaring existing rates to be unreasonable; requiring the company to reimburse cities' reasonable ratemaking expenses; adopting tariffs that reflect rate adjustments consistent with the negotiated | 20 |
|--|----|

settlement and finding the rates to be set by the attached tariffs to be just and reasonable; approving Atmos' proof of revenues.

5. Consideration and action to approve lease purchase financing of the Asphalt Zipper. 46
6. Consideration and action regarding the combined preliminary and final plat with variance request for Tract 215D of the Seth Morris Survey, Abstract 536, located on H & O Lane to be called Block 1, Lots 1, 2 and 3 of the Spivey Addition. 48
7. Consideration and action regarding the final plat of Tract 141, of the Seth Morris Survey, Abstract 536, located at 5720 Hwy 67 E., to be called Lot 1, Cook's Estate. 56
8. Consideration and action regarding an ordinance altering the prima facie speed limits established for vehicles under the provisions of the Transportation Code, Chapter 545, Section 545.356, upon the basis of an engineering and traffic investigation upon certain streets and highways, or parts thereof, within the corporate limits of the City of Alvarado as set out in the ordinance. 60
9. Consideration and action regarding an ordinance of the City of Alvarado, Texas amending the dangerous and substandard building regulations of the city; amending the procedures for the commencement of substandard building proceedings. 66
10. Consideration and action regarding fiscal year 2009-2010 ad valorem tax rate: 87
 - A. Take record vote.
 - B. Schedule two (2) Public Hearings on Tax Rate.
 - C. Announce time, date and place of Public Hearings on tax rate.

PUBLIC COMMENTS

(The City Council invites citizens to speak on any topic; however, 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.)

EXECUTIVE SESSION

6. 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. Advice regarding possible closure of railroad crossings at E. Atchley Street and E. Weaver Street.
 - b. §551.074 Deliberation regarding Personnel Matters. The City Council may convene in executive session to deliberate the appointment, evaluation, reassignment, duties, disciplinary, or dismissal of a public officer or employee, or to hear a complaint or charge against an officer or employee, including deliberation regarding the following officers or employees:
 1. Appointment of a Chief of Police.
7. Consider possible action resulting from items posted and legally discussed in Executive Session.
8. 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.

Regular Council Agenda
July 20, 2009
Page Four

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 July 17, 2009 at 4:00 P.M. and remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting.

Debbie Thomas, City Secretary