

CITY OF ALVARADO
104 W. COLLEGE
October 20, 2008
6:30 P.M.

AGENDA

The City Council of the City of Alvarado will meet in a Regular Session on Monday, October 20, 2008 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

PRESENTATION

1. Lexi Alexander and Marcy Allen in honor of Alvarado High School's 100th graduating class.

PUBLIC HEARING

2. Public Hearing regarding an amending zoning on Tract 124, Abstract 313 of the Ira Glaze Survey, Alvarado, Johnson County, Texas, also known as 500 N. Parkway, by authorizing the issuance of a Specific Use Permit to accommodate an arcade in a General Commercial "C-2" Zoning district. 1
3. Public Hearing to determine whether to order the repair, removal or demolition of the following substandard property: 201 Jessup, Lot 5, Block 1 of the Robertson Addition and whether to cause the cost of such work to be paid and levied as a special assessment against the property. 2

PROCLAMATIONS

4. Proclamation – Anti-Bullying Week – October 27-31, 2008 3

CONSENT AGENDA:

- A. Minutes, Regular Meeting September 15, 2008 4
- B. Minutes, Special Meeting September 22, 2008
- C. Minutes, Special Meeting October 13, 2008 10
- D. Consideration and action regarding receiving a grant for water tanker truck from Texas Forest Services in an amount not to exceed \$155,000.00. 15

- E. Consideration and action regarding authorizing the City to enter into an Interlocal Agreement with the City of Cleburne for entry candidate testing for the Fire Department. 24
- F. Consideration and action regarding a resolution of the City of Alvarado, Texas approving the transfer of the cable franchise from Rapid Communications to Almega Cable, Inc. 29
- G. Consideration and action to authorize an interlocal agreement with the City of Bedford for the purpose of piggy-backing for purchase of Fire Department uniforms. 34

OLD BUSINESS

NEW BUSINESS

- 5. Consideration and action regarding appointment of regular members to the Planning and Zoning Commission and Zoning Board of Adjustment and possible appointment of alternate members. 39
- 6. Consideration and action regarding ordinance of the City of Alvarado Texas to amend the City of Alvarado's Parks and Recreation Rules and Regulations. 40
- 7. Consideration and action regarding an ordinance amending zoning on Tract 124, Abstract 313 of the Ira Glaze Survey, Alvarado, Johnson County, Texas, also known as 500 N. Parkway, by authorizing the issuance of a Specific Use Permit to accommodate an arcade in a General Commercial "C-2" Zoning district. 56
- 8. Consideration and action regarding whether to order the repair, removal or demolition of the following substandard property: 201 Jessup, Lot 5, Block 1 of the Robertson Addition and whether to cause the cost of such work to be paid and levied as a special assessment against the property.
- 9. Consideration and action regarding a development agreement between Sabre Tubular Structures and the City of Alvarado for property located at 8653 Hwy 67 E. 58
- 10. Consideration and action regarding an ordinance of the City of Alvarado, Texas providing for the closure of certain public right-of-way, specifically the Railroad Crossing located on Atchley Street, Railroad Milepost 12.58, in the City of Alvarado, Texas. 67

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| 11. Consideration and action regarding an ordinance of the City of Alvarado, Texas providing for the closure of certain public right-of-way, specifically the Railroad Crossing located on Cotter Street, Railroad Milepost 11.57, in the City of Alvarado, Texas. | 69 |
| 12. Consideration and action regarding an ordinance closing and abandoning the North-South alley within Block 21, Original Town Addition, Alvarado, Johnson County, Texas and authorizing its conveyance to adjacent property owners. | 71 |
| 13. Consideration and action regarding and ordinance amending the Code of Ordinances of the City of Alvarado, Texas, providing for regulations governing the parking of vehicles on public streets. | 73 |
| 14. Consideration and action regarding a resolution authorizing the City Attorney to pursue legal action to obtain access to property described as Tract 3, Abstract 344 of the C. L. Hickey Survey, for purposes of surveying, appraising the value and suitability of, and acquiring property for the expansion of Hwy 67 road and the installation of utilities. | 76 |
| 15. Consideration and action regarding a resolution of the City Council of the City of Alvarado, Texas adopting a written identity theft program policy and authorizing the City Manager to approve changes in the policy. | 79 |
| 16. Consideration and action authorizing the assignment of the right to receive all payments due and owing Nextstep Accommodation, LLC (“Nextstep”) under the Development Agreement with Nextstep, to Alton and Althea Alexis, individually. | 86 |

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

1. 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.
17. Consider possible action resulting from items posted and legally discussed in Executive Session.
18. 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 October 17, 2008 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