

CITY OF ALVARADO

County of Johnson

State of Texas

October 15, 2007

MINUTES

The City Council of the City of Alvarado met in Regular Session on Monday, October 15, 2007 at 6:30 p.m. in the Council Chambers at City Hall. The first thirty minutes of the meeting was a public work session for the staff to brief the Council on Agenda Items. The following were present for roll call:

David Bayless	*	Councilperson
Mellie Ferguson	*	Councilperson
Dwayne Richters	*	Mayor Pro Tem
Joe Sain	*	Councilperson
Bruce Clark	*	Councilperson

Absent:

Tom Durlington	*	Mayor
Tom Moore	*	Councilperson

Others Present:

Mary Daly	*	City Manager
Debbie Thomas	*	City Secretary
Bryn Meredith	*	City Attorney

INVOCATION

Mayor Pro Tem Dwayne Richters called this regular meeting to order at 7:00 P.M. Councilperson Bruce Clark gave the invocation.

PLEDGE OF ALLEGIANCE

PUBLIC INVITED TO BE HEARD

No one requested to be heard.

CONSENT AGENDA

Motion was made by Councilperson Mellie Ferguson and duly seconded by Councilperson Joe Sain, to approve the Consent Agenda. This motion supported five votes in approval and zero votes opposed. Motion carried.

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CONSIDERATION AND ACTION DECLARING MUNICIPAL COURT WEEK, NOVEMBER 5TH THRU 9TH, 2007

Vickie McNatt, Municipal Court Clerk for the city addressed the Council in reference to declaring November 5th thru 9th, 2007, Municipal Court Week. She explained the benefits of educating the public regarding the Municipal Court. No action was taken by the Council.

PROCLAMATION FOR UNITED WAY MONTH, OCTOBER 1 THRU OCTOBER 31, 2007

Mayor Pro Tem Dwayne Richters read the Proclamation declaring October 1st thru October 31st, 2007 as United Way Month. No action was taken.

PUBLIC HEARING AND CONSIDERATION OF THE REPLATTING OF BLOCK 23, LOTS 2 AND 3 OF THE ORIGINAL TOWN ADDITION TO BE CALLED BLOCK 23, LOT 2R OF THE ORIGINAL TOWN ADDITION. CASE NO. 2007-30Z

Mayor Pro Tem Dwayne Richters opened the Public Hearing at 7:10 P.M.
The Public Hearing was closed at 7:12 P.M.

Motion was made by Councilperson David Bayless, duly seconded by Councilperson Joe Sain, to approve the replatting of Block 23, Lots 2 and 3 of the Original Town Addition to be called Block 23, Lot 2R of the Original Town Addition. This motion supported five votes in approval and zero votes opposed. Motion carried.

CONSIDERATION AND ACTION REGARDING DISPOSITION OF OLD PLAYGROUND EQUIPMENT AT PARKWAY PARK.

Motion was made by Councilperson Joe Sain, duly seconded by Councilperson Mellie Ferguson to donate the old playground equipment at Parkway Park to the Alvarado Youth Association. This motion supported five votes in approval and zero votes opposed. Motion carried.

CONSIDERATION AND ACTION REGARDING APPOINTMENT OF EMERGENCY MANAGEMENT COORDINATOR FOR THE CITY OF ALVARADO.

Richard Van Winkle, Fire Chief, reclarified this agenda item stating that the Council did not need to appoint an Emergency Management Coordinator for the City of Alvarado but needed to reappoint an Emergency Management Director for Johnson County. Motion was made by Councilperson Mellie Ferguson, duly seconded by Councilperson Joe Sain to reappoint Gerald Mohr as the Emergency Management Director for Johnson County. This motion supported five votes in approval and zero votes opposed. Motion carried.

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CONSIDERATION AND ACTION REGARDING AMENDMENT OF CHAPTER 112 OF THE CITY OF ALVARADO CODE OF ORDINANCES, REGARDING PEDDLERS AND SOLICITORS, TO EXEMPT THOSE PARTICIPATING IN PERMITTED CITY SPONSORED EVENTS ON THE SQUARE.

City Attorney Bryn Meredith read the amended Chapter 112 of the Peddlers Ordinance to the City Council. Motion was made by Councilperson Mellie Ferguson, duly seconded by Councilperson Joe Sain to approve the amended Chapter 112 providing an additional exemption to the permitting requirements for city sponsored events. This motion supported five votes in approval and zero votes opposed. Motion carried.

CONSIDERATION AND ACTION REGARDING POSSIBLE WAIVER OF CONFLICT OF INTEREST FOR THE COMMON REPRESENTATION OF ALVARADO AND BURLESON IN REVIEWING AND NEGOTIATING THE BOUNDARY AGREEMENT.

City Attorney Bryn Meredith explained to the Council that his law firm would be representing the City of Alvarado and the City of Burleson regarding the negotiations of the boundary agreement. He assured the Council that at no time would either city be given preferential treatment within these negotiations but that a conflict of interest waiver would need to be signed by both cities. Motion was made by Councilperson Joe Sain, duly seconded by Councilperson David Bayless, to direct the Mayor to sign the conflict of interest waiver between the Cities of Alvarado and Burleson. This motion supported five votes in approval and zero votes opposed. Motion carried.

CONSIDERATION AND ACTION REGARDING AMENDING ORDINANCE NUMBER 095-02 CHANGING THE SPEED LIMIT FROM 15 M.P.H. TO 30 M.P.H. ON TRAVIS, RUSK, 4TH AND 5TH STREETS.

Motion was made by Councilperson Mellie Ferguson, duly seconded by Councilperson Joe Sain to approve the amendment of Ordinance 095-02 changing the speed limit from 15 M.P.H. to 30 M.P.H. on Travis, Rusk, 4th and 5th streets and placing the proper signs where needed. This motion supported five votes in approval and zero votes opposed. Motion carried.

CONSIDERATION AND ACTION REGARDING APPROVAL OF THE PERMIT FOR CHESAPEAKE ENERGY, INC. DRILLING OF THE WELLBORN #2 WELL.

Mayor Pro Tem Dwayne Richters opened the Public Hearing at 7:23. The Public Hearing was closed at 7:24. P.M. Motion was made by Councilperson Bruce Clark, duly seconded by Councilperson Mellie Ferguson to approve the permit for Chesapeake Energy, Inc. for the drilling of the Wellborn #2 well. This motion supported five votes in approval and zero votes opposed. Motion carried.

CONSIDERATION AND ACTION REGARDING APPROVAL OF THE NEW BOARD MEMBERS FOR THE SENIOR CITIZENS/COMMUNITY CENTER.

Shirley York, President of the Senior Citizens/Community Center Board introduced Henrietta York, Charles Bruner and Lona Bruner as the new board members. Motion was made by Councilperson

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Mellie Ferguson, duly seconded by Councilperson Joe Sain to approve the new board members for the Senior Citizens/Community Center Board. This motion supported five votes in approval and zero votes opposed. Motion carried.

EXECUTIVE SESSION

Mayor Pro Tem Dwayne Richters closed this open session of the City of Alvarado City Council at 7:26 P.M. to convene into Executive Session.

The Executive Session opened at 7:29 P.M.

The Executive Session closed at 7:46 P.M.

Mayor Pro Tem Dwayne Richters then reconvened the regular session at 7:46 P.M.

CONSIDER POSSIBLE ACTION RESULTING FROM ITEMS POSTED AND LEGALLY DISCUSSED IN EXECUTIVE SESSION.

No action was taken.

ADJOURN

Motion was made by Councilperson Joe Sain, duly seconded by Councilperson Bruce Clark to adjourn this regular meeting of the City of Alvarado City Council at 7:46. P.M. This motion supported five votes in approval and zero votes opposed. Motion carried.

Passed and approved this the _____ day of _____, 2007.

Dwayne Richters, Mayor Pro Tem

ATTEST:

Debbie Thomas, City Secretary

