

**REGULAR MEETING OF THE CITY OF ALVARADO CITY COUNCIL**  
**104 W. COLLEGE**  
**JUNE 15, 2020**  
**6:30 P.M.**

**AGENDA**

The City of Alvarado City Council will meet in a Regular Called Session on Monday, June 15, 2020 at 6:30 p.m. by videoconference. An electronic copy of the agenda packet has been made available on the City's website and a recording of the meeting will be made available at: <https://us02web.zoom.us/j/98967890821>. Meeting I.D. Number 989 6789 0821.

THE CITY COUNCIL INTENDS TO PARTICIPATE IN THE MEETING VIA VIDEOCONFERENCE.

Members of the public may dial the following number to join the meeting starting at 6:30 pm: 1-346-248-7799 #1 (Houston) 1-669-900-6833 #2 (San Jose). Please email the City Secretary at: [thomasd@cityofalvarado.org](mailto:thomasd@cityofalvarado.org) if you plan to provide public hearing comments during the meeting on Items 1 or 2 and indicate which item you would like to comment on. In order to facilitate the public hearings during the meeting, each name on the speaking list will be called at which time you will be provided an opportunity to comment. You are encouraged to email your public hearing comments to the City Secretary at: [thomasd@cityofalvarado.org](mailto:thomasd@cityofalvarado.org), any comments submitted will be read aloud during the respective public hearing

CALL TO ORDER- Roll Call

**CITY MANAGERS REPORTS:**

1. Sales Tax updates.
2. Audit update.
3. Property Valuation estimates.
4. Budget taxing methodology for 2020-2021.
5. Pickleball Court update.

**CONSENT AGENDA:**

A. Minutes from the regular called meeting on May 18, 2020.

1. Public Hearing and consideration and action regarding an application for a Specific Use Permit to open and use a truck parking lot on the east side of property known as Lot 2, Block 1, Ghandi Addition, also known as 1163 Highway 67 W, Alvarado, Johnson County, Texas.
2. Public Hearing and consideration and action regarding request for zoning changes from MF(Multi Family) to a TF (Two Family) zoning district for property known as Abstract

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#625, Tract 6A and 6C, G. S. McIntosh Survey, also known as Burnett Blvd, Alvarado, Johnson County, Texas.

3. Consideration and action regarding a final plat for property known as Lot 1, Block 1, Original Town Addition, also known as 510 W. Cotter, Alvarado, Johnson County, Texas.
4. Consideration and action regarding a final plat for property known as Abstract 313, Tract 71, Ira Glaze Survey, also known as 303 S. Watson, Alvarado, Johnson County, Texas.
5. Consideration and action regarding Economic Development Grants for Alvarado businesses, the application process, and appropriate qualifications and guidelines.
6. Consideration and action regarding authorizing Freese and Nichols to complete a water analysis for possible conversion to Johnson County Special Utility District.
7. Consideration and action regarding calling an Election to be held on November 3, 2020 in conjunction with Johnson County for the purpose of allocating a percentage of Economic Development Sales Tax to Street Repairs.
8. Consideration and action regarding approval of Employee Health Benefits beginning on August 1, 2020 and ending July 31, 2021 and allocating \$150.00 per month for dependent coverage

## **EXECUTIVE SESSION**

Pursuant to the Texas Open Meetings Act, Chapter 551 of the Texas Government Code executive session may be held under one or more of Sections 551.071, 551.073, 551.074, 551-.76, 551.087, 413.183(f) and 418.106(d) & (e), either at the end of The Regular Session or at any time during the meeting on any item on the agenda if a need rises for the City Council to seek advice from the City Attorney or otherwise convene in closed session as permitted by such sections of the Open Meetings Act. The City Council may take action on any agenda item listed for executive session consideration upon reconvening in open session. Please refer to agenda for the items posted.

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:

b. Esquire Development Corporation vs. City of Alvarado.

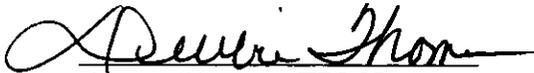
9.. Consideration and action regarding items discussed in Executive Session.

10. Adjourn.

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**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 City's website at [:https://www.cityofalvarado.org/index.asp?](https://www.cityofalvarado.org/index.asp?) on June 9, 2020 at 4:00 p.m. and remained so posted continuously for at least 72 hours preceding the scheduled time of said meeting.

A handwritten signature in cursive script, appearing to read "Debbie Thomas".

Debbie Thomas, TRMC  
City Secretary

CITY MANAGER'S AGENDA BRIEF FOR JUNE 15,2020

CITY MANAGER REPORTS: I WILL PROVIDE VERBAL UPDATES FOR ITEMS 1-5

REGULAR AGENDA

1. OWNER OF LAQUINTA WISHES TO USE VACANT PROPERTY ON HIS LOT AS "PARKING" FOR LARGE TRUCKS. OUR ORDINANCE CALLS FOR SUCH LOTS TO BE FULLY PAVED. ANY DEVIATION REQUIRES A SPECIAL USE PERMIT, THUS ALLOWING IT NOT TO BE PAVED. THE ITEM WILL BE CONSIDERED BY P&Z PRIOR TO YOUR MEETING AND YOU WILL BE ACTING ON THEIR RECOMMENDATION.
2. OWNERS OF THE PROPERTY ARE ASKING TO REZONE FROM MULTIFAMILY TO TF(TWO-FAMILY). P&Z WILL CONSIDER THIS REQUEST PRIOR TO YOUR MEETING. YOU WILL BE ACTING ON THEIR RECOMMENDATION. STAFF OFFERS NO EXCEPTION.
3. THIS ITEM IS FOR A TYPICAL RESIDENTIAL PLAT AT 510 COTTER. P&Z WILL CONSIDER THIS ITEM AT THEIR MEETING PRIOR TO YOURS. YOU WILL BE ACTING ON THEIR RECOMMENDATION.
4. ANOTHER RESIDENTIAL PLAT YOU WILL BE REVIEWING FOLLOWING P&Z RECOMMENDATION.
5. THIS IS AN OPPORTUNITY FOR THE EDC TO GIVE BACK SOME MONEY BY GRANT TO POTENTIAL LOCAL BUSINESSES THAT HAVE SUFFERED THROUGH COVID. THE GRANTS ARE AIMED AT BUSINESSES THAT ARE LOCAL, NOT FRANCHISED OR MAJOR CHAINS, THAT EMPLOY LESS THAN 10 PERSONS, AND DID NOT ACCEPT ANY OTHER FEDERAL STIMULUS OR OTHER. THE TOTAL AGREED BY EDC WAS 100K AND NOT MORE THAN 5K FOR ANY POTENTIAL GRANTEE. A COMMITTEE WILL REVIEW AND AUTHORIZE THE GRANTS. THIS MONEY IS ALREADY IN EDC COFFERS.
6. WE HAVE REACHED A POINT WHERE IT IS POSSIBLE FOR THE CITY TO GO TO A SINGLE SOURCE FOR ITS DOMESTIC WATER.; THAT BEING FROM JOHNSON COUNTY SUD WHERE WE ARE ALREADY SERVICING MOST OF ALVARADO'S NORTH SECTION. LONG-TERM NEEDS CAN BE MET IF THE DISTRIBUTION SYSTEM IS COMPATIBLE. TO DETERMINE THAT FREESE & NICHOLS WILL CONDUCT A STUDY OF OUR EXISTING SYSTEM TO DETERMINE FEASIBILITY. COST OF THE STUDY IS \$16,000.
7. WE HAVE HAD SOME DISCUSSION ABOUT RE-ALLOCATING THE AUTHORIZED 4B ECONOMIC DEVELOPMENT SALES TAX SO THAT A PORTION COULD BE DIRECTED TO STREET MAINTENANCE. ANY SUCH REALLOCATION MUST BE APPROVED BY THE VOTERS AT A GENERAL ELECTION. AS AN EXAMPLE, LAST YEAR WE GENERATED \$538,000 IN 4B REVENUE. THE 4B CURRENTLY RECEIVES A QUARTER CENT OF THE ANNUAL SALES TAX. IF WE WERE TO SPLIT THE PERCENTAGE YOU COULD ESTIMATE ABOUT \$269,000 ANNUALLY TO STREET REPAIR WITH THE BALANCE CONTINUING TO 4B. YOU CAN SPLIT THE AMOUNT AT ANY PER CENTAGE. IF APPROVED THE PROPOSITION WOULD BE IN EFFECT FOR 4 YEARS UNLESS APPROVED SUBSEQUENTLY BY VOTERS. MONEY CAN ONLY BE USED FOR STREET MAINTENANCE....NOT NEW CONSTRUCTION.
8. IT IS TIME AGAIN TO CONSIDER THE ANNUAL EMPLOYEE BENEFIT PACKAGES FOR HEALTH/DENTAL ETC...FOR AUGUST 1-JULY 31, 2021. WE HAVE BEEN WELL PLEASED WITH OUR BLUE CROSS CARRIER. WE HAVE HAD A NUMBER OF LARGE CLAIMS RESULTING IN AN INCREASE FOR NEXT YEARS PREMIUMS. MIKE BILBREY AGAIN DID AN EXCELLENT JOB NEGOTIATING A REASONABLE PACKAGE. ORIGINALLY BCBS PROPOSED A 12.5%. THE NEGOTIATED PROPOSAL CALLS FOR A 6% INCREASE PLUS A \$15,000 CASH CRED ON THE FIRST MONTHS PREMIUM, EFFECTIVELY RENDERING A NET 3% INCREASE OVER THE YEAR. OUTSTANDING!

DENTAL, HEARING AND EYE CARE RATES REMAIN UNCHANGED. RESPECTFULLY ASK COUNCIL TO APPROVE THE HEALTH CARE PACKAGE AS PRESENTED. I WOULD ALSO ASK COUNCIL TO CONTINUE THE MONTHLY \$150 SUPPLEMENT TO EMPLOYEES FOR THEIR DEPENDENT COVERAGE AS YOU HAVE DONE THE LAST SEVERAL YEARS. EMPLOYEES WILL SEE AN INCREASE IN THEIR DEPENDENT COVERAGE OVERALL.

WE PLAN TO HAVE AN EXECUTIVE SESSION TO DISCUSS THE CURRENT LITIGATION REGARDING THE ZONING AT SPARKS/SPEARS FROM OUR ATTORNEY

RESPECTFULLY,

RICK

# **CITY OF ALVARADO**

## **County of Johnson**

### **State of Texas**

**May 18, 2020**

#### **MINUTES**

The City Council of the City of Alvarado met in Regular Called Session on Monday, May 18, 2020 at 6:30 p.m. via videoconferencing through Zoom. The following were present for roll call:

Tom Durlington	*	Mayor
Shawn Goulding	*	Mayor Pro Tem
Beverly Short	*	Councilperson
Cherry Bryant	*	Councilperson
Jacob Wheat	*	Councilperson

**Absent:**

Michael Bennett	*	Councilperson
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**Others Present:**

Rick Holden	*	City Manager
Debbie Thomas	*	City Secretary
Paula Hardison	*	Finance Director
Ashley Dierker	*	City Attorney

## **INVOCATION**

Mayor Durlington called this regular meeting to order at 6:30 P.M. and gave the invocation.

## **CITY MANAGER'S REPORT**

Rick Holden, City Manager, updated the council regarding street repairs on various streets within the city.

He also gave an update on the pavement repair and re-striping of the Alvarado Boat Ramp.

He also addressed the council stating that the City is following Johnson County's declaration regarding the Corona Virus. He stated that currently in Johnson County there were 132 total cases with 4 deaths. The Detention Center is not counted in this count.

The Bond refunding process has been bid on and the city will save \$311,506.00. The closing date for these refunding bonds is Thursday, May 21, 2020.

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### **CONSENT AGENDA**

Motion was made by Councilperson Beverly Short, duly seconded by Councilperson Lydia Moon to approve the consent agenda as presented.. This motion supported five votes in approval and zero votes opposed. Motion carried.

### **CONSIDERATION AND ACTION REGARDING LATE FEES AND NON-PAYMENT TURN-OFFS FOR WATER UTILITY CUSTOMER.**

After discussion, motion was made by Mayor Pro Tem Shawn Goulding, duly seconded by Councilperson Cherry Bryant to resume late fees and turn-offs for non paying water customers in June, 2020. This motion supported five votes in approval and zero votes opposed. Motion carried.

### **CONSIDERATION AND ACTION BY ORDINANCE TO AMEND THE 2019-2020 FISCAL YEAR BUDGET ACCOUNTS 01-4614 (PRAIRIELANDS (PFC) REVENUES AND 01-5203-241 (CONTINGENCY FUND) AS A RESULT OF RECENT BOND RATING BY STANDARD AND POORS.**

After discussion, motion was made by Councilperson Jacob Wheat, duly seconded by Councilperson Cherry Bryant to amend the budget as presented. This motion supported five votes in approval and zero votes opposed. Motion carried.

### **CONSIDERATION AND ACTION BY ORDINANCE TO AMEND THE 2019-2020 FISCAL YEAR BUDGET BY MOVING ANY PRAIRIELANDS REVENUES; IN THE GENERAL FUND GREATER THAN \$450,000 FOR THE REMAINDER OF THE FISCAL YEAR TO FUND 18 (PRAIRIELANDS REVENUE) AS A RESTRICTED RESERVE FUND TO BE USED AT COUNCIL'S DISCRETION.**

After discussion, motion was made by Councilperson Cherry Bryant, duly seconded by Mayor Pro Tem Shawn Goulding to approve the ordinance as presented. This motion supported five votes in approval and zero votes opposed. Motion carried.

### **EXECUTIVE SESSION**

Mayor Tom Durlington then convened into Executive Session at 7:05 p.m.  
Mayor Durlington reconvened into open session at 7:10 p.m.

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**COUNCIL COMMENTS**

There were no council comments at this meeting.

**ADJOURNMENT**

Mayor Tom Durlington then adjourned this regular meeting of the Alvarado City Council at 7:16 p.m.

Passed and approved this the \_\_\_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
Mayor Tom Durlington

\_\_\_\_\_  
Debbie Thomas, TRMC, City Secretary

# CITY OF ALVARADO

## APPLICATION FOR A SPECIFIC USE PERMIT

DATE: 04/03/2020 CLERK: Pray FEE: 250<sup>00</sup> CASE NO: 2020-0219  
NAME OF APPLICANT: SHABANA A. MALICK PH: (817) 783-8700  
MAILING ADDRESS: 1165 HWY 67 WEST, ALVARADO, TX. 76009  
APPLICANT IS THE: OWNER / LEASER / PURCHASER OF THE PROPERTY.  
circle one  
NAME OF OWNER: SHABANA MALICK PH: (817) 681-8868  
MAILING ADDRESS: 1165 HWY 67 WEST, ALVARADO, TX. 76009  
STREET ADDRESS OF PROPERTY: 1165 HWY 67 WEST ACREAGE: 1 ACRE  
LEGAL DESCRIPTION: La Quinta Inn & Suites.  
PRESENT ZONE OF PROPERTY: ZONE-1 PRESENT USE: NO  
REASON FOR NEEDING A SPECIFIC USE PERMIT: Open truck parking lot.  
USAGE OF ADJACENT PROPERTY NORTH: \_\_\_\_\_  
SOUTH: \_\_\_\_\_  
EAST: FRONT OF HOTEL  
WEST: \_\_\_\_\_

**PLEASE ATTACH REQUIRED SITE PLAN FOR APPLICATION CONSIDERATION.**

**NOTE:** If the property can be identified by the subdivision or addition please include that with the lot and block numbers as the legal description. You must also attach a copy of the appropriate portion of the subdivision or addition plat with the subject property clearly indicated on it. If property is not part of a subdivision or addition plat, give the complete metes and bounds description of the property and indicate the location of said property by identifying one or more adjacent tracts and/or rights-of-way or attach a surveyor's plat of the property.

APPLICANT'S SIGNATURE: \_\_\_\_\_

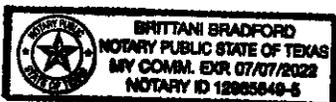
S. MALICK

The undersigned hereby, on oath, states that he or she is the record owner of the property for which this application is made.

OWNER: \_\_\_\_\_

SHABANA MALICK

SWORN TO AND SUBSCRIBED before me this 03 day of April, 2020, by the person whose signature appears directly above.



<Seal>

\_\_\_\_\_  
Notary Public in and for The State of Texas.

My Commission expires 07/07/2022



Shabana. A. Mallick

1165 HWY 67 West ,

Alvarado Texas 76009

817-783 8700

LQ6183gm@laquina.com

April 3, 2020

Emile Moline Jr.

City Of Alvarado

Dear City of Alvarado

RE: Request to Open Truck Parking Lot

We are requesting permission to open and use the truck parking lot at the east side front of the property. We often have potential guest that drive trucks for a living who not only are looking for a comfortable clean, affordable hotel to stay in but also a convenient place to park their rigs and trailers. We are desparately desiring to save our business. Within the last three months we have seen a 50% decline in our occupany and I am immensely concerned that the occupancy will drop even lower especially with the coronavirus and the halt on the no flying and stay home restrictions in place. By allowing us to open the truck parking lot we believe that the hotel not only stands the chance of being sustained but also survive during these difficult times. We would be so grateful if you would allow us to open and use the truck parking lot on the east side of the land.

We kindly appreciate your support

Again thank you for taking the time in reviewing my request

Shabana A. Mallick

DAIRY  
N. MAYFIELD  
0.965 AC

P.I. INVESTMENTS  
0.500 AC

ALVARADO  
2.0

Wesley Farms  
Barbara



**04 DETAIL - CONSTRUCTION JOINT**  
SCALE: NONE



**05 EXPANSION JOINT**  
SCALE: NONE



**06 PAVING APPROACH**  
SCALE: NONE



**07 DETAIL - DRIVEWAY**  
SCALE: NONE



**08 DETAIL - CURB & BUTTER DET.**  
SCALE: NONE



**09 DETAIL - SAW CUT**  
SCALE: NONE



**REINFORCING STEEL & FIBERESH NOTES**  
SCALE: NONE



**CONCRETE PAVING NOTES**  
SCALE: NONE



**VICINITY MAP**  
SCALE: NONE



**01 PAVING AND JOINING PLAN**  
SCALE: NONE



**LEGEND**  
SCALE: NONE



**GENERAL CONSTRUCTION NOTES**  
SCALE: NONE



**OWNER/DEVELOPER**  
SCALE: NONE



**PROJECT TITLE**  
SCALE: NONE



**PROJECT LOCATION**  
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**PROJECT BOUNDARIES**  
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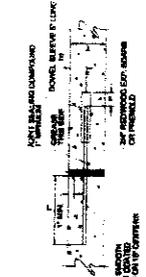
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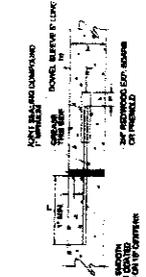
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**ORDINANCE NO. 2020-005**

**AN ORDINANCE OF THE CITY OF ALVARADO, TEXAS, AMENDING ZONING ON LOT 2, BLOCK 1, GHANDI ADDITION, ALSO KNOWN AS 1163 HIGHWAY 67 W, ALVARADO, JOHNSON COUNTY, TEXAS, BY AUTHORIZING THE ISSUANCE OF A SPECIFIC USE PERMIT TO ALLOW THE OPENING OF A TRUCK PARKING LOT IN A C-2 (COMMERCIAL) ZONING DISTRICT; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY CLAUSE; PROVIDING FOR PUBLICATION IN THE OFFICIAL NEWSPAPER; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS,** notice of a hearing before the Planning and Zoning Commission was sent to real property owners within 200 feet of the property herein described at least 10 days before such hearing; and

**WHEREAS,** notice of a public hearing before the City Council was published in a newspaper of general circulation in Alvarado, Texas at least 15 days before such hearing; and

**WHEREAS,** public hearings to change the zoning on the property herein described were held before both the Planning and Zoning Commission and the City Council, and the Planning and Zoning Commission has heretofore made a recommendation concerning the zoning change; and

**WHEREAS,** The City Council is of the opinion that the zone change herein effectuated furthers the purpose of zoning as set forth in the Comprehensive Zoning Ordinance and is in the best interest of the citizens of the City of Alvarado; **NOW, THEREFORE,**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ALVARADO, TEXAS:**

**SECTION 1.** That the Comprehensive Zoning Ordinance and the Zoning Map of the City of Alvarado are hereby amended by changing the zoning on Lot 2, Block 1, Ghandi Addition, also known as the 1163 Highway 67 W, Alvarado, Johnson County, Texas, by authorizing the issuance of a Specific Use Permit to allow a truck parking lot in a C-2 Commercial Zoning District.

**SECTION 2.** The use of the property described above shall be subject to the restrictions, terms and conditions set forth in Exhibit "A" and to all applicable regulations contained in the Comprehensive Zoning Ordinance, as amended, and all other applicable and pertinent ordinances of the City of Alvarado, Texas. In addition, the authorization to conduct the land use described in Section 1 hereof shall terminate and expire on the five year anniversary of the approval of this ordinance and the land use shall no longer be permitted except by subsequent permission of the City Council of the City of Alvarado, Texas.

**SECTION 3.** This ordinance shall be cumulative of all provisions and ordinances of the Code of Ordinances of the City of Alvarado, Texas, as amended, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances and such code, in which event the conflicting provisions of such ordinances and such Code are hereby repealed.

**SECTION 4.** It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs and sections of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the remaining phrases, clauses, sentences, paragraphs and section of this ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

**SECTION 5.** Any person, firm or corporation who violates, disobeys, omits, neglects or refuses to comply with or who resists the enforcement of any of the provisions of this ordinance involving zoning, fire safety, or public health and sanitation shall be fined not more than Two Thousand Dollars (\$2,000.00). Each day that a violation is permitted to exist shall constitute a separate offense.

**SECTION 6.** The City Secretary of the City of Alvarado is hereby directed to publish the caption, penalty clause, publication clause and effective date clause of this ordinance one time in the official newspaper of the City, as authorized by Section 52.011 of the Local Government Code.

**SECTION 7.** This ordinance shall be in full force and effect from and after its passage and publication as required by law.

**AND SO IT IS ORDAINED.**

**Passed on this the 15th day of June, 2020 by a vote of \_\_\_ ayes \_\_\_ naves.**

**ATTEST:**

**CITY OF ALVARADO**

\_\_\_\_\_  
**Debbie Thomas, City Secretary**

By: \_\_\_\_\_  
**Tom Durlington, Mayor**

# CITY OF ALVARADO

## APPLICATION FOR ZONING CHANGES

DATE: 5/26/20 CLERK: \_\_\_\_\_ FEE: 400<sup>00</sup> CASE NO: 2020-0259

NAME OF APPLICANT: GARZA Group PH: (214) 874-1568

MAILING ADDRESS: 918 White Marlin, Burleson TX 76028

APPLICANT IS THE: OWNER LEASER / PURCHASER OF THE PROPERTY.

NAME OF OWNER: GARZA Group PH: (214) 874-1568

MAILING ADDRESS: 918 White Marlin, Burleson TX 76028

STREET ADDRESS OF PROPERTY: Burnett Blvd ACREAGE: 2.3 ACRES

LEGAL DESCRIPTION: Abstract # 625, GEORGE S. MCINTOSH Survey

PRESENT ZONE OF PROPERTY: MF/C-2 PRESENT USE: VACANT

REQUESTED ZONE: TF Duplex PROPOSED USE: Build Duplex's

REASON FOR CHANGE: Highest Best use

USAGE OF ADJACENT PROPERTY

NORTH:	<u>SF</u>
SOUTH:	<u>VACANT LAND</u>
EAST:	<u>VACANT LAND</u>
WEST:	<u>VACANT LAND</u>

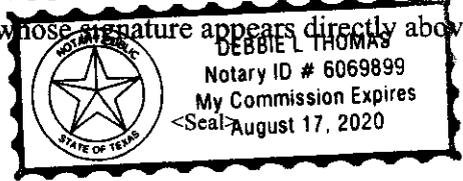
**NOTE:** If the property can be identified by the subdivision or addition please include that with the lot and block numbers as the legal description. You must also attach a copy of the appropriate portion of the subdivision or addition plat with the subject property clearly indicated on it. If property is not part of a subdivision or addition plat, give the complete metes and bounds description of the property and indicate the location of said property by identifying one or more adjacent tracts and/or rights-of-way or attach a surveyor's plat of the property.

APPLICANT'S SIGNATURE: \_\_\_\_\_

The undersigned hereby, on oath, states that he or she is the record owner of the property for which this application is made.

OWNER: \_\_\_\_\_

SWORN TO AND SUBSCRIBED before me this 27<sup>th</sup> day of May, 2020, by the person whose signature appears directly above.



Debbie L. Thomas  
Notary Public in and for The State of Texas.  
My Commission expires 8-17-2020

**ORDINANCE NO.**

**AN ORDINANCE OF THE CITY OF ALVARADO, TEXAS, REZONING ABSTRACT NO. 625, TRACT 6A AND 6C, FROM A MF (MULTIFAMILY) TO A TF (TWO FAMILY) ZONING DISTRICT ALSO KNOWN AS BURNETT BLVD, CITY OF ALVARADO, JOHNSON COUNTY, TEXAS; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR PUBLICATION IN THE OFFICIAL NEWSPAPER; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS,** notice of a hearing before the Planning and Zoning Commission was sent to real property owners within 200 feet of the property herein described at least 10 days before such hearing; and

**WHEREAS,** notice of a public hearing before the City Council was published in a newspaper of general circulation in Alvarado, Texas at least 15 days before such hearing; and

**WHEREAS,** public hearings to change the zoning on the property herein described were held before both the Planning and Zoning Commission and the City Council, and the Planning and Zoning Commission has heretofore made a recommendation concerning the zoning change; and

**WHEREAS,** The City Council is of the opinion that the zone change herein effectuated furthers the purpose of zoning as set forth in the Comprehensive Zoning Ordinance and is in the best interest of the citizens of the City of Alvarado; **NOW, THEREFORE,**

**BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ALVARADO, TEXAS:**

**SECTION 1.** That the Comprehensive Zoning Ordinance and the Zoning Map of the City of Alvarado are hereby amended by rezoning Abstract No. 625, Tract 6A and 6C, G.S. McIntosh survey, also known as the Burnett Blvd. , City of Alvarado, Johnson County, Texas from a "MF" (Multi Family) zoning district to a "TF" (Two Family) zoning district.

**SECTION 2.** This ordinance shall be cumulative of all provisions and ordinances of the Code of Ordinances of the City of Alvarado, Texas, as amended, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances and such code, in which event the conflicting provisions of such ordinances and such Code are hereby repealed.

**SECTION 3.** It is hereby declared to be the intention of the City Council that the phrases, clauses, sentences, paragraphs and sections of this ordinance are severable, and if any phrase, clause, sentence, paragraph or section of this ordinance shall be declared unconstitutional by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality shall not affect any of the

remaining phrases, clauses, sentences, paragraphs and section of this ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.

**SECTION 4.** Any person, firm or corporation who violates, disobeys, omits, neglects or refuses to comply with or who resists the enforcement of any of the provisions of this ordinance involving zoning, fire safety, or public health and sanitation shall be fined not more than Two Thousand Dollars (\$2,000.00). Each day that a violation is permitted to exist shall constitute a separate offense.

**SECTION 5.** The City Secretary of the City of Alvarado is hereby directed to publish the caption, penalty clause, publication clause and effective date clause of this ordinance one time in the official newspaper of the City, as authorized by Section 52.011 of the Local Government Code.

**SECTION 6.** This ordinance shall be in full force and effect from and after its passage and publication as required by law.

**AND SO IT IS ORDAINED.**

Passed on this the 15th day of June, 2020 by a vote of \_\_\_\_ ayes \_\_\_\_ naves.

**ATTEST:**

**CITY OF ALVARADO**

\_\_\_\_\_  
**Debbie Thomas, City Secretary**

By: \_\_\_\_\_  
**Tom Durlington, Mayor**

# CITY OF ALVARADO

Office Use Only  
All necessary  
information has been  
submitted.  
Date: \_\_\_\_\_  
City: \_\_\_\_\_

## APPLICATION FOR PLATTING CHANGES

Plat change is: Preliminary / Final / Combo / Replat

DATE: 5-14-20 CLERK: DJ FEE: 200<sup>00</sup> CASE NO: 2020-0254

NAME OF APPLICANT: Jimmy D. Gillard PH: ( ) \_\_\_\_\_

MAILING ADDRESS: 510 West Cotter Ave, Alvarado, TX 76019

APPLICANT IS THE: OWNER / LEASER / PURCHASER OF THE PROPERTY.

NAME OF OWNER: Jimmy D. Gillard PH: 817 239-8178

MAILING ADDRESS: 510 West Cotter Ave, Alvarado, TX 76009

STREET ADDRESS OF PROPERTY: 510 West Cotter Ave, Alvarado, TX

LEGAL DESCRIPTION: Vol. 35, Page 270, Blk 1, Lot 1

ACREAGE: 0.540 PRESENT USE: Residence

PROPOSED USE OF PROPERTY: Residence

USAGE OF ADJACENT PROPERTY  
NORTH: vacant lot  
SOUTH: Street  
EAST: Residences  
WEST: Residence

A tax certificate from Johnson County is attached indicating all property taxes are current.

**NOTE:** If the property can be identified by the subdivision or addition please include that with the lot and block numbers as the legal description. You must also attach a copy of the appropriate portion of the subdivision or addition plat with the subject property clearly indicated on it. If property is not part of a subdivision or addition plat, give the complete metes and bounds description of the property and indicate the location of said property by identifying one or more adjacent tracts and/or rights-of-way or attach a surveyor's plat of the property.

APPLICANT'S SIGNATURE: Jimmy D. Gillard

The undersigned hereby, on oath, states that he or she is the record owner of the property for which this application is made.

OWNER: Jimmy D. Gillard

SWORN TO AND SUBSCRIBED before me this 21<sup>st</sup> day of May, 2020, by the person whose signature appears directly above.

Amber Bailey



Notary Public in and for The State of Texas.  
My Commission expires 09/26/2023



# CITY OF ALVARADO

Office Use Only  
All necessary  
information has  
been submitted.  
Date: \_\_\_\_\_

5-20-2020

## APPLICATION FOR PLATTING CHANGES

Plat change is: Preliminary Final Combo ~~Replat~~

Clerk: fa 210<sup>th</sup>

DATE: 2/25/20 CLERK: Pray FEE: 210<sup>00</sup> CASE NO: 2020-0246

NAME OF APPLICANT: Christina Weiss PH: (817) 205-2263

MAILING ADDRESS: 5601 Cr 707 Alvarado, TX 76009

APPLICANT IS THE: OWNER / LEASER / PURCHASER OF THE PROPERTY.

NAME OF OWNER: Christina Weiss PH: (817) 205-2263

MAILING ADDRESS: 5601 Cr 707 Alvarado, TX 76009

STREET ADDRESS OF PROPERTY: 303 S Watson St.

LEGAL DESCRIPTION: Abst 313 Tr 11 Ira Glaze

ACREAGE: .386 PRESENT USE: vacant land (please note-variance was granted).

PROPOSED USE OF PROPERTY: Residential

USAGE OF ADJACENT PROPERTY NORTH: Residential

SOUTH: Residential

EAST: Residential

WEST: Residential

**NOTE:** If the property can be identified by the subdivision or addition please include that with the lot and block numbers as the legal description. You must also attach a copy of the appropriate portion of the subdivision or addition plat with the subject property clearly indicated on it. If property is not part of a subdivision or addition plat, give the complete metes and bounds description of the property and indicate the location of said property by identifying one or more adjacent tracts and/or rights-of-way or attach a surveyor's plat of the property.

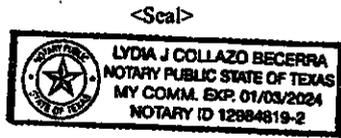
APPLICANT'S SIGNATURE: Christina Weiss

The undersigned hereby, on oath, states that he or she is the record owner of the property for which this application is made.

OWNER: Christina Weiss

SWORN TO AND SUBSCRIBED before me this 25<sup>th</sup> day of February, 2020, by the person whose signature appears directly above.

Lydia J. Collazo Becerra  
Notary Public in and for The State of Texas.  
My Commission expires 01/03/2024





Search by: Parcel (SEID Label#):  
126-0313-00240

Search results (1)

Tract Number: 71

Acres: 0.386

Owner Name: WEISS, CHRISTINA

Address: 303 WATSON ST

Deed Type: VARRANTY DEED

Instrument Number: 62264

Deed Date: 2019-02-01

Tract / Lot: 1R 71

Abstract / Subdivision: 16-AZE

Appraiser: ALEJIA GARCIA

City: CITY OF ALVARADO

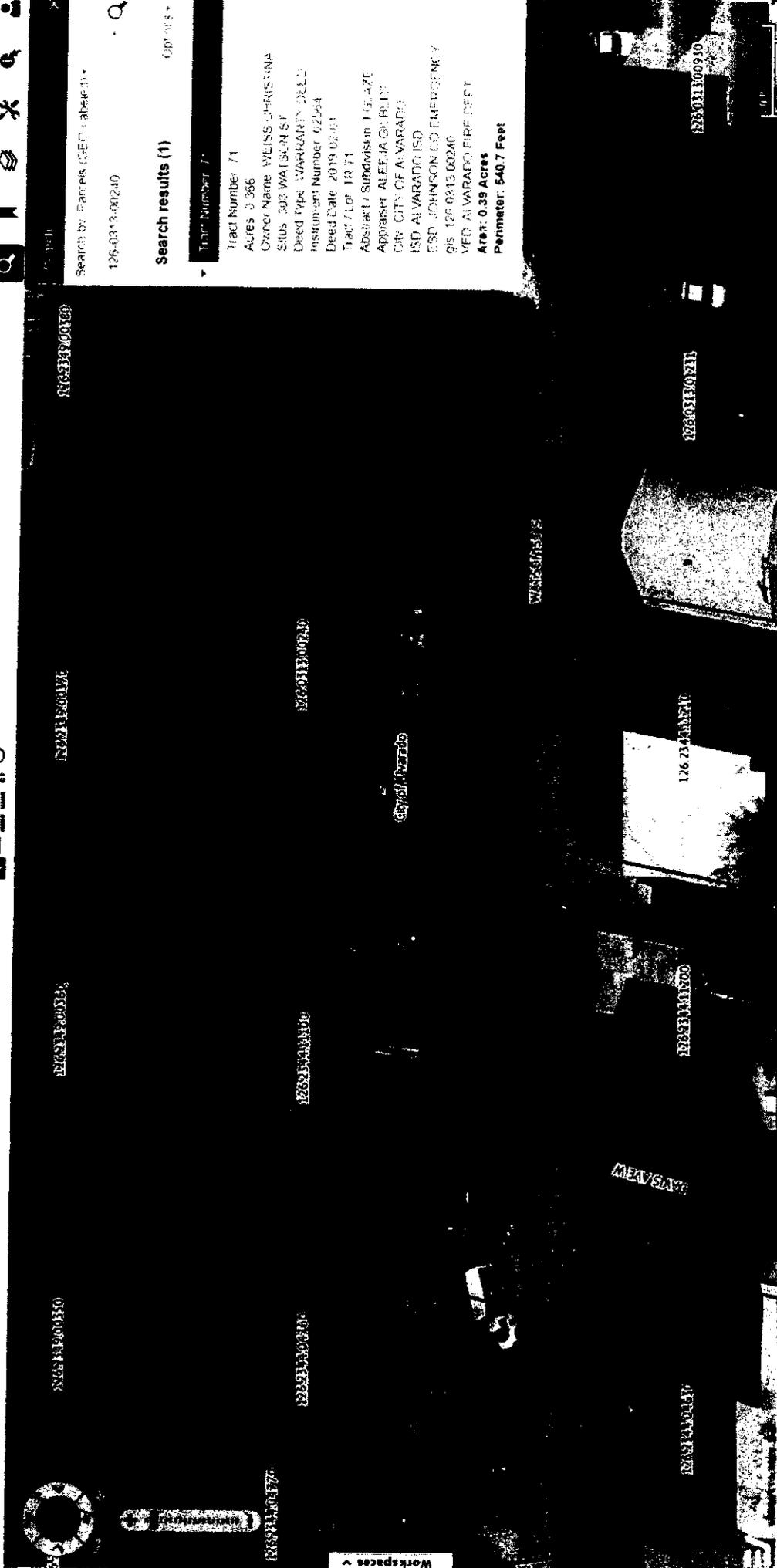
ISO: ALVARADO ISO

GIS ID: 0313-00240

VED: ALVARADO FIRE DEPT

Area: 0.39 Acres

Perimeter: 540.7 Feet





**Preliminary Design Report to Expand the Wastewater Treatment Plant to 1.2 MGD**

The City of Alvarado’s Wastewater Treatment Plant (WWTP) is rated for 0.6 million gallons per day (MGD). Per the City’s Wastewater Master Plan, high growth is anticipated to cause the WWTP to exceed its capacity in the short-term planning window. To have a plant expansion on-line in 2022, the City is required to initiate engineering and financial planning now. The first phase of the expansion project (this contract) is for the development of a Preliminary Design Report for the WWTP’s expansion. The second phase will include funding assistance, permitting, design, bid, and construction phase services to be executed at a later date. Detailed information about the scope can be found in **Appendix C**. The total cost of the preliminary design report is \$152,112. The project fee is summarized in **Table 3**.

**Table 3  
WWTP Preliminary Design Report Fee Summary**

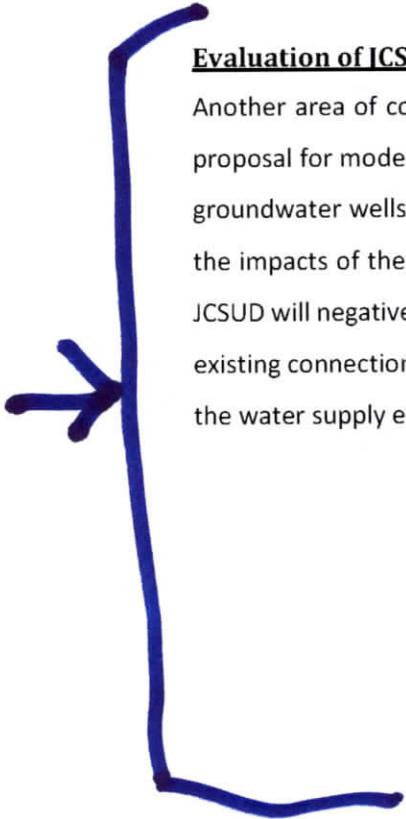
Task Name	Estimated Fee
Management and Administration	\$ 13,780
Basis of Design	\$ 19,854
Condition and Capacity Assessment	\$ 8,826
Alternatives Evaluation	\$ 61,496
Environmental Evaluation	\$ 14,224
Preliminary Design Report	\$ 33,931
<b>TOTAL</b>	<b>\$ 152,112</b>

**Evaluation of JCSUD Water Supply**

Another area of concern is water supply for the City of Alvarado. The City has asked FNI to prepare a proposal for modeling the City’s distribution system using supply purchased from JCSUD rather than the groundwater wells. The modeling scenarios will be identified, and evaluations conducted to determine the impacts of the JCSUD water supply on Alvarado’s water system. FNI will determine if the switch to JCSUD will negatively impact customers in the southern portion of the City, the furthest distance from the existing connection. Detailed information about the scope can be found in **Appendix D**. The total cost of the water supply evaluation is \$16,000. The project fee is summarized in **Table 4**.

**Table 4  
JCSUD Water Supply Evaluation Fee Summary**

Task Name	Estimated Fee
Model Update and Evaluation	\$ 9,986
Memorandum and Meetings	\$ 6,014
<b>TOTAL</b>	<b>\$ 16,000</b>



10

**ELECTION AGREEMENT  
FOR JOHNSON COUNTY AND CITY OF ALVARADO  
NOVEMBER 3, 2020**

**THIS AGREEMENT is made and entered into this \_\_\_day of \_\_\_\_\_2020, by and between the COUNTY OF JOHNSON,TEXAS, acting by and through the JOHNSON COUNTY ELECTIONS ADMINISTRATOR (hereinafter referred to as "COUNTY") and CITY OF ALVARADO, acting by and through its Mayor or his designee (hereinafter referred to as "CITY").**

**WHEREAS, the COUNTY will be conducting the "CITY" General Election on November 3, 2020 for registered voters of Johnson County, Texas residing within City; and**

**WHEREAS, pursuant to Sec. 31.093, Texas Elections Code, the County Elections Administrator is required to enter into a contract with CITY to conduct and furnish election services for this November 3, 2020 General Election of CITY: and**

**WHEREAS, CITY desires that the Johnson County Elections Administrator conduct and coordinate this election; NOW THEREFORE,**

**FOR AND IN CONSIDERATION of the mutual project referenced herein, the parties hereto agree to hold an election on November 3, 2020 from 7:00 a.m. until 7:00 p.m., in accordance with Section 271.002, Texas Election Code, and that said election to be conducted pursuant to the terms of this agreement.**

**I. AGREEMENT**

**GENERAL TERMS:**

- 1.01 On November 3, 2020, the election shall be held from 7:00 AM until 7:00 PM, that day, at the location listed on Exhibit B.
- 1.02 The political subdivision participating in the election on November 3, 2020, shall have and use the election Judges and ES&S AutoMark voting equipment.

## **II. JOHNSON COUNTY**

- 2.01 The COUNTY agrees to coordinate, supervise, and conduct the Election, pursuant to the provisions of the Texas Election Code unless specifically provided otherwise in this Agreement with the understanding that the Election is only for the registered voters of Johnson County, Texas residing within the CITY
- 2.02 The Elections Administrator shall perform the following duties:
- a. Designate voting locations and contact the owners or custodians of public (or if unavailable, private) buildings and arrange for their use. Such voting locations shall be furnished to CITY as soon as possible.
  - b. Appoint, notify, and train the presiding judges and alternate judges and clerks. The names and addresses of each judge and alternate judge and clerk shall be furnished to the CITY at a later date.
  - c. Compensate election judges, alternate judges and clerks.
  - d. Transport voting equipment to and from each polling location.
  - e. Rent, if necessary, voting locations.
  - f. Provide lists of registered voters to the election judges.
  - g. Preparation of programs and test materials for tabulation of the ballots to be used with electronic voting equipment in accordance with the provisions of the Texas Election Code and of this Agreement.
  - h. Publish notice of the date, time, and place of the testing of the electronic tabulation equipment and conduct such testing.

## **III. EARLY VOTING AND ELECTION DAY VOTING**

- 3.01 Early Voting by Personal Appearance
- a. The Elections Administrator, Patty Bourgeois shall serve as Early Voting Judge for the CITY General Election and other judges and clerks shall be appointed by her as needed.
  - b. Early Voting by personal appearance shall be conducted at the location listed on Exhibit A. All eligible voters in the City of Alvarado may vote

early at the Alvarado Sub-Courthouse; 206 N. Baugh St, Alvarado, Texas 76009.

- c. Early Voting by personal appearance will begin on October 19, 2020, and will end on October 30, 2020. There will be early voting on Saturdays, Sundays, or legal holidays, unless otherwise agreed to by the parties.
- d. Temporary extended hours at those sites listed as in sec: 85.005 of the Election Code.

3.02 Early Voting By Mail:

- a. The COUNTY shall be responsible for early voting ballot requests by mail.
- b. CITY shall forward any requests by mail applications to the COUNTY.
- c. The COUNTY shall be responsible for all preparation of mail ballots including mailing ballot to voter.

3.03 The Ballot Board Judge for the CITY shall be as designated by the COUNTY. The Early Voting Ballot Board's duties will include:

- (1) Serve as Signature Verification Committee
- (2) Prepare the mail ballots for tabulation.
- (3) Convene to count provisional ballots and late ballots from out of the country, if any. (7<sup>th</sup> day or earlier after Election Day).

3.04 Election Day Voting:

The COUNTY shall be responsible for the following:

- a. Procure, prepare, and distribute supplies and the ES&S AutoMark and other election equipment for personal appearance on Election Day.
- b. Procure, prepare, and distribute Election Day supplies, tables, chairs if needed, and equipment, including ballots.
- c. Supervise the handling and disposition of election returns, tabulate unofficial returns, and assist in preparing the tabulation for the official canvass.
- d. Prepare the canvass report after all precincts have been counted and make available a copy of the appropriate part of the tabulation report.
- e. Conduct the manual count.

- 3.05 Serve as custodian of election records and store election records as provided by Section 66.058 of the Texas Election Code for a period of 22 months.

#### IV. CITY

CITY shall have the following responsibilities in conducting this election on November 3, 2020

- 4.01 Prepare any election orders, resolutions, notices, writ of election, and other pertinent documents for adoption for execution by the appropriate officer; and take all actions required by law for calling the election, handling contests, canvassing the returns, and declaring the results of the election.
- 4.02 Prepare and publish information for the required election notice.
- 4.03 Deliver to the Elections Administrator the official wording, including Spanish translation, to be printed on the optical scan ballot. All documents must be delivered to the County Elections office by the 18<sup>th</sup> day of August 2020. If the documents are not received by the above date this Election Agreement will be terminated and County will have no obligations regarding the above referenced election.
- 4.04 Approve final optical scan ballot wording for content, form, and spelling.
- 4.05 Prepare and publish the Notice of Election, which is the required and described method of giving notice in accordance to Texas Election Code (Sec 4.003(a) (1).
- 4.06 Provide maps and other reference guides.
- 4.07 Assist the Election Administrator with providing Election Personnel.
- 4.08 Pursuant to Texas Election Code Sec. 67.003, canvass the official results between the 3<sup>rd</sup> and 11<sup>th</sup> day following the election.

## **V. PAYMENT FOR SERVICES**

- 5.01 In consideration for the services and expenses provided by the County for conducting this election, the County shall be reimbursed for the optical scan ballots, ballot layout, media, coding the ES&S AutoMark equipment, M650 optical scan equipment, voting supplies, Election Judges, Clerks, Central Count, Ballot board, a 10 % administration fee, and any other expenses listed on Exhibit C.
- 5.02 Should a recount be required, those costs associated with the recount, if any, shall be in accordance with the provisions of the Texas Election Code.
- 5.03 The official for parties to contact for all purposes shall be listed at the end of the Agreement. All notices and other deliveries under the Agreement shall be delivered to said individual so listed.

## **VI. RUN-OFF ELECTION**

- 6.01 In the event there is a run-off election, this Agreement shall be extended for the time necessary to conduct the run-off election and the CITY and COUNTY agree to continue to perform their respective responsibilities as set forth in this Agreement as are applicable to a run-off election. CITY will be responsible for any and all additional costs associated with the run-off election incurred by COUNTY. Any additional costs owed to COUNTY by CITY will be invoiced by COUNTY and CITY agrees to pay said invoiced amount within thirty (30) days of receipt of the invoice from COUNTY.

## **VII. TERMINATION IF ELECTION IS CANCELED**

- 7.01 In the event that the election is canceled due to all candidates being unopposed, County and CITY agree that this Agreement will be terminated and CITY will owe a cancellation fee of \$75.00 to be paid by CITY within thirty (30) days of said cancellation.

**ACCEPTANCE:**

**On behalf of Johnson County Elections Administration, I hereby accept the terms of the Agreement.**

Signed the \_\_\_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
**Patty Bourgeois  
Elections Administrator  
Johnson County, Texas**

**On behalf of City of Alvarado, I hereby accept the terms of this Agreement.**

Signed the \_\_\_\_\_ day of \_\_\_\_\_, 2020.

\_\_\_\_\_  
**Tom Durlington, City of Alvarado  
Mayor**

**IN WITNESS WHEREOF, the above Agreement was adopted at a meeting of the Commissioner's Court of Johnson County on the \_\_\_\_\_ day of \_\_\_\_\_, 2020.**

**COUNTY OF JOHNSON**

\_\_\_\_\_  
**County Judge  
Johnson County Commissioners  
Court**

**Officials for notice:  
Patty Bourgeois  
Elections Administrator  
Johnson County  
P.O. Box 895  
Cleburne, Texas 76033**

**Tom Durlington, City of Alvarado  
Mayor  
104 W. College St.  
Alvarado, Texas 76009**

**EXHIBIT A**

**CITY OF ALVARADO GENERAL/SPECIAL ELECTION  
NOVEMBER 3, 2020  
EARLY VOTING POLLING LOCATION  
(ELECCIÓN GENERAL/SPECIAL CITY OF ALVARADO  
3 DE NOVIEMBRE DEL 2020  
CENTRO PARA VOTACIÓN ADELANTADA)**

October 19, 2020 through October 30, 2020 is the period for early voting by personal appearance (Sec. 85.001). Any voter qualified to vote in the November 3, 2020, City of Alvarado General/Special Election is eligible for early voting by personal appearance.

Early voting by personal appearance will be conducted at all following location:

Monday, October 19, 2020 – Friday, October 23, 2020 hours: 8:00 am until 5:00 pm

Monday, October 26, 2020 - Friday, October 30, 2020 hours: 7:00 am until 7:00 pm

*(El plazo para la votación adelantada en persona es desde el 19 de Octubre hasta el 30 de Octubre del 2020 (Sec. 85.001). Cualquier votante calificado para votar en la Elección General/Special City of Alvarado del 3 de Noviembre del 2020, es elegible para la votación adelantada en persona.*

*La votación adelantada en persona se llevará a cabo en todas las siguiente ubicacion:*

*Lunes, 19 de Octubre del 2020 – Viernes, 23 de Octubre del 2020; horas: 8:00 am hasta 5:00 pm*

*Lunes, 26 de Octubre del 2020 - Viernes, 30 de Octubre del 2020; horas: 7:00 am hasta 7:00 pm)*

**Hours for additional weekend early voting will be extended at the early voting location to include:**

**Saturday October 24, 2020, 7:00 am to 7:00 pm.**

**Sunday October 25, 2020, 11:00 am to 4:00 pm**

*(Las horas adicionales para la votación adelantada durante el fin de semana serán extendidas en la ubicacion para votación adelantada incluyendo:*

*Sábado, 24 de Octubre del 2020, 7:00 am hasta 7:00 pm*

*Domingo, 25 de Octubre del 2020, 11:00 am hasta 4:00 pm)*

**Early Voting**

**Alvarado Sub-Courthouse  
(Alvarado sub-Palacio de justicia)  
206 N. Baugh St.  
Alvarado, Texas 76009**

**EXHIBIT B**

**CITY OF ALVARADO GENERAL/SPECIAL ELECTION  
NOVEMBER 3, 2020  
POLLING LOCATIONS  
7:00am-7:00pm  
(CITY OF ALVARADO ELECCIÓN GENERAL/SPECIAL  
3 DE NOVIEMBRE DEL 2020  
CENTROS DE VOTACIÓN)**

**Pct. 10**                      **Alvarado Sub-Courthouse**  
*(Alvarado sub-Palacio de justicia)*  
206 N. Baugh St.  
Alvarado, Texas 76009

**Pct. 24**                      **XXXXXXXXXXXXX**  
**(XXXXXXXXXXXXX)**  
**XXXXXXXXXXXXX**  
**XXXXXXXXXXXXX**

**Pct. 28**                      **Buel Baptist Church**  
*(Iglesia Bautista Buel)*  
4609 CR 317  
Cleburne, Texas 76031

COST OF SERVICE. The City of Alvarado shall pay for services , supplies, and equipment in accordance with the following estimated cost schedule. The City of Alvarado will be liable to pay all the expense that have endured; and a 10% administration fee.

**THE CITY OF ALVARADO: 2020 NOVEMBER 3rd**

**Contracted Election with Johnson County/Separate Ballots 1 EV & 3 ED Location.**

**Pct. 10, 24 & 28**

		Estimated	Actual
<b>1. VOTING EQUIPMENT, TABULATION NOTICE, AND BUILDING RENTAL</b>			
SC	(X) Rental M650 Optical Scanner .....	\$175.00	\$0.00
SC	(X) Rental ES&S Auto-Mark for HAVA Compliance. 3 @ 350.00 .....	\$525.00	\$0.00
SC	(X) Programming Charges/Coding/Media/ shipping for 650 Central count & Auto-marks .....	\$700.00	\$0.00
	(X) Printing Ballots/Layout/Spanish Coding/ shipping .....	\$1,000.00	\$0.00
SC	(X) Publish Notice of Tabulation test .....	\$125.00	\$0.00
SC	(X) Building Rental.....	\$100.00	\$0.00
<b>2. CENTRAL COUNT EXPENSES</b>			
SC	(X) CC Station Manager.....	\$62.50	\$0.00
SC	(X) Tabulation Supervisor.....	\$75.00	\$0.00
SC	(X) Assistant Tabulation Supervisor.....	\$75.00	\$0.00
SC	(X) ENR Manager.....	\$50.00	\$0.00
SC	(X) ENR Assistant.....	\$37.50	\$0.00
SC	(X) ENR Assistant.....	\$37.50	\$0.00
SC	(X) CC Station Clerks 20 x \$11.00 x 6Hrs.....	\$660.00	\$0.00
SC	(X) Early Voting Ballot Board Judge 1 x \$13.00 x 32Hrs.....	\$208.00	\$0.00
SC	(X) Early Voting Ballot Board Personnel 8 x \$11.00 x 32Hrs.....	\$1,408.00	\$0.00
SC	(X) Provisional/Late Ballot Board Judge 1 x \$13.00 x 8Hrs.....	\$52.00	\$0.00
SC	(X) Provisional/Late Ballot Board Clerks 3 x \$11.00 x 8Hrs....	\$132.00	\$0.00
SC	(X) Security 4 x \$35.00 x 6Hrs.....	\$420.00	\$0.00
<b>3. ESTIMATED EARLY VOTING AND ELECTION DAY COSTS</b>			
	(X) Judge's Kit Early Voting 1 @ \$40.00.....	\$40.00	\$0.00
	(X) Ballot by Mail ALC: 100 @ \$5.00 .....	\$500.00	\$0.00
	(X) Early Voting Judge @ 13.00 per hr for 140 hrs X 1 judges.....	\$1,820.00	\$0.00

(X) Early Voting Clerks @ 11.00 per hr for 130 hrs X 3 clerks.....	\$4,290.00	\$0.00
(X) Early Voting mileage reimbursement .....	\$100.00	\$0.00
(X) Early Voting Pick up & delivery fee .....	\$25.00	\$0.00
(X) Judge's Kit Election Day 3 @ \$40.00.....	\$120.00	\$0.00
(X) Election Day Judge @ 13.00 per hr for 16hrs X 3 judges.....	\$624.00	\$0.00
(X) Election Day Clerks @ 11.00 per hr for 13 hrs X 9 clerks.....	\$1,287.00	\$0.00
(X) Election Day Pick up & delivery fee .....	\$75.00	\$0.00
(X) Supplies, toner cartridges, red seals, & etc .....	\$275.00	\$0.00
Subtotal .....	\$14,998.50	\$0.00
(X) CONTRACT ADMINISTRATIVE FEE COST 10% of subtotal .....	\$1,499.90	\$0.00
<b>TOTAL COST ...</b>	<b>\$16,498.40</b>	<b>\$0.00</b>

**\*\*\*Shared Cost (SC) have been divided by 2 Entities (Johnson County & City of Alvarado)**

**If other entities contract with Johnson County some share cost may change.**

**\* Per section: 7.01**

If the Election is canceled there will be a fee of \$75.00 to be paid by CITY  
within (30) days of said cancellation.

ORDINANCE NO. \_\_\_\_\_

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALVARADO, TEXAS, ORDERING A SPECIAL ELECTION TO BE HELD ON NOVEMBER 3, 2020, TO SUBMIT A PROPOSITION ON DECREASING THE CURRENT ONE-HALF OF ONE PERCENT (0.5%) SALES AND USE TAX FOR THE BENEFIT OF THE TYPE B ECONOMIC DEVELOPMENT CORPORATION TO ONE-QUARTER OF ONE PERCENT (0.25%) AND ADOPTING A LOCAL SALES AND USE TAX IN THE CITY OF ALVARADO AT THE RATE OF ONE-QUARTER OF ONE PERCENT (0.25%) TO PROVIDE REVENUE FOR MAINTENANCE AND REPAIR OF MUNICIPAL STREETS; MAKING PROVISIONS FOR CONDUCTING OF SUCH ELECTION; RESOLVING OTHER MATTERS INCIDENT AND RELATED TO SUCH ELECTION; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, Chapter 327 of the Texas Tax Code authorizes the voters of a municipality to approve the adoption of a sales and use tax to provide revenue for the maintenance and repair of existing municipal streets; and

**WHEREAS**, Chapter 321 of the Texas Tax Code authorizes the voters of a municipality to approve the reduction of the additional sales and use tax within the city for the benefit of the Type B Economic Development Corporation; and

**WHEREAS**, Section 321.409 of the Texas Tax Code provides that a municipality may by a combined ballot proposition lower or repeal any dedicated or special purpose municipal sales tax, including the additional sales and use tax within the city for the benefit of the Type B Economic Development Corporation, and by the same proposition raise or adopt any other dedicated or special purpose municipal sales tax; and

**WHEREAS**, state law requires that the election be held on a uniform election date; and

**WHEREAS**, November 3, 2020 is a uniform election date; and

**WHEREAS**, in accordance with the requirements of Chapter 321, as amended, of the Texas Tax Code, the combined rate of all local sales and use taxes imposed by the City and other political subdivisions having territory in the City will not exceed two (2) percent; and

**WHEREAS**, the Council hereby finds and determines that it is in the best interest of the citizens of the City to hold this election on the date set forth below pursuant to a contract with Johnson County for joint election service.

**NOW THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ALVARADO, TEXAS THAT:**

**SECTION 1.** An election shall be held on the 3rd day of November 3, 2020, a uniform election date, in the City of Alvarado, Texas, in accordance with the Texas Election Code for submitting the following proposition to the qualified voters of the City:

**PROPOSITION**

“THE DECREASE OF THE CURRENT ONE-HALF OF ONE PERCENT (0.5%) SALES AND USE TAX WITHIN THE CITY OF ALVARADO FOR THE BENEFIT OF THE TYPE B ECONOMIC DEVELOPMENT CORPORATION TO ONE-QUARTER OF ONE PERCENT (0.25%) AND THE ADOPTION OF A LOCAL SALES AND USE TAX IN THE CITY OF ALVARADO AT THE RATE OF ONE-QUARTER OF ONE PERCENT (0.25%) TO PROVIDE REVENUE FOR MAINTENANCE AND REPAIR OF MUNICIPAL STREETS.”

**SECTION 2.** The City Secretary is hereby authorized to contract with Johnson County for joint election services (the “Contract”). At the time the contract and its attachments are finalized, it shall be signed by the City Manager and made a part of this Ordinance as Exhibit “A”. In the event of a conflict between this Ordinance and the Contract, the Contract shall control.

**SECTION 3.** Voting shall be conducted between the hours of 7:00 a.m. and 7:00 p.m. on Tuesday, November 3, 2020. The Election Day polling places for this election are designated pursuant to Section 271.003 of the Texas Election Code, and are determined by the Johnson County Elections Administrator in accordance with the Contract.

**SECTION 4.** The Presiding Election Judge and Alternate Presiding Election Judge shall be appointed by Johnson County as indicated in the Contract and authorized by Chapter 271 of the Texas Election Code.

**SECTION 5.** Patty Bourgeois, the Johnson County Elections Administrator, (“Elections Administrator”) is hereby designated as the Early Voting Clerk for the election. Early voting by personal appearance shall commence on Monday, October 19, 2020 and shall continue until Friday, October 30, 2020. 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 Alvarado Sub-Courthouse, 206 N. Baugh Street, Alvarado, Texas and at various other locations in Johnson County, which will be supplied by Johnson County Elections.

**SECTION 6.** The Elections Administrator shall be responsible for the Voting applications and ballots. Applications for voting by mail may be delivered to Patty Bourgeois, Johnson County, Elections Administrator, P.O. Box 895, Cleburne, Texas 76033, to be received not later than close of business on Friday, October 23, 2020. The City Secretary is directed to forward applications and ballots she may receive to the Elections Administrator as provided in the Contract.

**SECTION 7.** The official ballot shall be prepared in accordance with the Texas Election Code, as amended, to permit electors to vote “FOR” or “AGAINST” the proposition set forth in Section 1 of this Ordinance.

**SECTION 8.** The election shall be held in accordance with the Constitution of the State of Texas and the Election Code, and all resident qualified voters of the City shall be eligible to vote at the election.

**SECTION 9.** A proper notice of this election shall be posted not later than the 21<sup>st</sup> day before the election on the bulletin board used for posting notices of meetings of the City Council and shall also be published at least once not earlier than the 30<sup>th</sup> day not later than the 10<sup>th</sup> day before the election in the newspaper of general circulation in the City.

**SECTION 10.** All expenditures necessary for the conduct of the election, the purchase of material therefore, and the employment of all election officials are hereby authorized, and shall be conducted in accordance with the Contract and the Election Code.

**SECTION 11.** The recitals contained in the preamble hereof are hereby found to be true, and such recitals are hereby made a part of this Ordinance for all purposes and are adopted as a part of the judgement and finding of the Council.

**SECTION 12.** All ordinances and resolutions, or parts thereof, which are in conflict or inconsistent with any provisions of this Ordinance are hereby repealed to the extent of such conflict, and the provision of this Ordinance shall be and remain controlling as to the matters ordained herein.

**SECTION 13.** If any provision of this Ordinance or the application thereof to any person or circumstances shall be held to be invalid, the remainder of this Ordinance and the application of such provision to other persons and circumstances shall nevertheless be valid, and this Council hereby declares that this Ordinance would have been enacted without such invalid provision.

**SECTION 14.** It is officially found, determined, and declared that the meeting at which this Ordinance is adopted was open to the public and public notice of the time, place, and subject matter of the public business to be considered at such meeting, including this Ordinance, was given, all as required by Chapter 551, as amended, Texas Government Code.

**SECTION 15.** The Mayor and the City Secretary, in consultation with the City Attorney, are hereby authorized and directed to take any and all actions necessary to comply with the provisions of the Election Code and Tax Code in carrying out and conducting the election, whether or not expressly authorized herein.

**SECTION 16.** This ordinance shall be in force and effect and after the date of its adoption, and it is so ordained.

**PASSED AND APPROVED** by the City Council of the City of Alvarado on June 15, 2020.

**CITY OF ALVARADO**

By: \_\_\_\_\_  
Tom Durlington, Mayor

ATTEST:

\_\_\_\_\_  
Debbie Thomas, City Secretary