

CITY OF ALVARADO
104 W. COLLEGE
February 20, 2012
6:30 P.M.

AGENDA

The City Council of the City of Alvarado will meet in a Regular Session on Monday, February 20, 2012 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

PROCLAMATION

Poison Prevention Week, March 18-24, 2012

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.)**

CONSENT AGENDA:

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| A. | Minutes, Regular Meeting January 23, 2012. | 1 |
| B. | Minutes, Special Called/Workshop February 2, 2012 | 5 |
| 1. | Public Hearing and consideration and action regarding the request for a variance to the minimum distance requirements from a public school for the sale of beer and wine at Sidak Petro #3 located at 1211 S. Parkway Drive. | 7 |
| 2. | Consideration and action regarding a request for a variance of Chapter 30, Table 1, regarding the height of wall signs, for Lot 1 of the Village Park Addition, located at 1100 Hwy. 67 W. | 9 |

3. Consideration and action regarding the 2011 fiscal year audit. 17
4. Consideration and action regarding a resolution of the City Council of the City of Alvarado, Texas, suspending the March 6, 2012, effective date of Atmos Energy Corp., Mid-Tex Division requested rate change to permit the city time to study the request and to establish reasonable rates; approving cooperation with Atmos Cities Steering Committee and other cities in the Atmos Mid-Tex service area to hire legal and consulting services and to negotiate with the company and direct any necessary litigation and appeals; requiring reimbursement of the cities' rate case expenses. 18
5. Consideration and action regarding Addendum #2 between City of Alvarado and Allied Waste Systems for the addition of curbside recycle services. 21
6. Consideration and action regarding an ordinance granting Atmos Energy Corporation a franchise to construct, maintain, and operate pipelines and equipment in the City of Alvarado for the transportation, delivery, sale, and distribution of gas in, out of, and through the city. 35
7. Consideration and action regarding the purchase of Apple iPads for a paperless city council agenda packet.
8. Consideration and action regarding approval of a lease finance agreement to purchase police radio upgrades to comply with FCC mandated migration to narrowband channels.

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.

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

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 salutary 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 salutary 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.

10. 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 February 17, 2012 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