

CITY OF ALVARADO

County of Johnson

State of Texas

August 20, 2012

MINUTES

The City Council of the City of Alvarado met in Regular Session on Monday, August 20, 2012 at 6:30 p.m. in the Council Chambers at City Hall with up to the first thirty minutes of the meeting consisting of a workshop. The following were present for roll call:

Dewayne Richters	*	Mayor
Joe Sain	*	Mayor Pro Tem
Tom Moore	*	Councilperson
Jacob Wheat	*	Councilperson
David Bayless	*	Councilperson
Shawn Goulding	*	Councilperson
Arrdeen Vaughan	*	Councilperson

Others Present:

Clint Davis	*	City Manager
Debbie Thomas	*	City Secretary
Terry Hafer	*	Public Works Director
Richard VanWinkle	*	Fire Chief
Brad Anderson	*	Chief of Police

INVOCATION

Mayor Dewayne Richters called this regular meeting to order at 7:09 P.M. and Councilperson Jacob Wheat gave the invocation.

PLEDGE OF ALLEGIANCE

PUBLIC COMMENTS

Clint Davis, City Manager, introduced John Kuykendall, Fireman and Joshua Hay, Police Officer to the council as new employees of the city.

CONSENT AGENDA

Motion was made by Councilperson Tom Moore, duly seconded by Mayor Pro Tem Joe Sain, to approve the Consent Agenda. This motion supported six votes in approval and zero votes opposed. Motion carried.

PUBLIC HEARING AND CONSIDERATION AND ACTION REGARDING AN ORDINANCE REZONING LOT 3, BLOCK 1, ROSEWOOD PARK ADDITION, ALVARADO, TEXAS, ALSO KNOWN AS 131 TULANE AVE. FROM A C-2 (COMMERCIAL) TO AN M-2 (MANUFACTURING)

Mayor Dewayne Richters opened the public hearing at 7:12 p.m. He then closed the public hearing at 7:14 p.m. Motion was made by Councilperson Tom Moore, duly seconded by Councilperson David Bayless to approve an ordinance rezoning Lot 3, Block 1, Rosewood Park Addition also known as 131 Tulane Ave. from a C-2 (Commercial) to an M-2 (Manufacturing) zone. This motion supported six votes in approval and zero votes opposed. Motion carried.

CONSIDERATION AND ACTION REGARDING AN ORDINANCE PROVIDING FOR THE ANNEXATION INTO THE CITY OF ALVARADO OF APPROXIMATELY 0.96 ACRES OF TERRITORY DESCRIBED AS ABSTRACT 536, TRACT 97G OF THE S. MORRIS SURVEY, ALSO KNOWN AS 5537 EAST HIGHWAY 67 FOR ALL MUNICIPAL PURPOSES; APPROVING A SERVICE PLAN FOR SUCH TERRITORY.

Motion was made by Councilperson Tom Moore, duly seconded by Councilperson Shawn Goulding, to approve an ordinance providing for the annexation into the city of approximately 0.96 acres of territory described as Abstract 536, Tract 97G of the S. Morris Survey, also known as 5537 Highway 67 East and approve a service plan for such territory. This motion supported six votes in approval and zero votes opposed. Motion carried.

CONSIDERATION AND ACTION REGARDING THE FINAL PLAT FOR 7.0 (+/-), ABSTRACT 536, TRACT 316, 315C OF THE SETH MORRIS ADDITION, ALSO KNOWN AS 901 CR 810.

Motion was made by Councilperson Jacob Wheat, duly seconded by Councilperson Shawn Goulding, to approve the final plat for 7.0 (+/-) acres, Abstract 536, Tract 316, 315C of the Seth Morris Addition, also known as 901 CR 810. This motion supported six votes in approval and zero votes opposed. Motion carried.

CONSIDERATION AND ACTION REGARDING THE REQUEST OF FUNDS FROM THE HOTEL MOTEL TAX FUND FOR THE ADULT BIKER'S RALLY.

Motion was made by Mayor Pro Tem Joe Sain, duly seconded by Councilperson Tom Moore, to approve an expenditure of \$10,000.00 from the hotel motel tax fund for advertising purposes for the Adult Biker's rally. This motion supported six votes of approval and zero votes opposed. Motion carried.

CONSIDERATION AND ACTION REGARDING A RESOLUTION AUTHORIZING THE SUBMISSION OF A TEXAS COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM APPLICATION TO THE TEXAS DEPARTMENT OF AGRICULTURE FOR THE COMMUNITY DEVELOPMENT FUND; AUTHORIZING THE MAYOR TO ACT AS THE CITY'S EXECUTIVE OFFICER AND AUTHORIZED REPRESENTATIVE IN ALL MATTERS PERTAINING TO THE CITY'S PARTICIPATION IN THE TEXAS COMMUNITY DEVELOPMENT GRANT PROGRAM.

Motion was made by Councilperson David Bayless, duly seconded by Councilperson Jacob Wheat, to approve a resolution authorizing the submission of a Texas Community Development Block Grant Program application to the Texas Department of Agriculture for the Community Development fund; and authorizing the Mayor to act as the city's representative in all matters pertaining to the city's participation in the Texas Community Development Block Grant Program. This motion supported six votes in approval and zero votes opposed. Motion carried.

CONSIDERATION AND ACTION REGARDING A RESOLUTION OF THE CITY OF ALVARADO COMMITTING MATCHING FUNDS IN SUPPORT OF ACTIVITIES ASSOCIATED WITH THE 2013/2014 SEWER SYSTEM IMPROVEMENTS PROPOSED IN AN APPLICATION TO THE TEXAS DEPARTMENT OF AGRICULTURE FOR THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM.

Motion was made by Mayor Pro Tem Joe Sain, duly seconded by Councilperson Shawn Gouling, to approve a resolution committing matching funds in support of activities associated with the 2013/2014 sewer system improvements proposed in an application to the Texas Department of Agriculture for the Community Development Block Grant Program. This motion supported six votes in approval and zero votes opposed. Motion carried.

CONSIDERATION AND ACTION REGARDING AN ORDINANCE OF THE CITY OF ALVARADO, TEXAS APPOINTING THE PRESIDING JUDGE OF THE MUNICIPAL COURT OF RECORD IN THE CITY OF ALVARADO.

Motion was made by Councilperson David Bayless, duly seconded by Mayor Pro Tem Joe Sain, to approve an ordinance appointing Tony Driver as the presiding judge of the municipal court of record in the City of Alvarado. This motion supported six votes of approval and zero votes opposed. Motion carried.

CONSIDERATION AND ACTION REGARDING AN ORDINANCE REPEALING ORDINANCE NO. 2012-016 REGARDING NON-RESIDENTIAL PLUMBING INSPECTIONS.

Motion was made by Councilperson Tom Moore, duly seconded by Mayor Pro Tem Joe Sain, to approve an ordinance repealing Ordinance No. 2012-016 in its entirety regarding non-residential plumbing inspections. This motion supported six votes in approval and zero votes opposed. Motion carried.

CONSIDERATION AND ACTION REGARDING A RESOLUTION ESTABLISHING FEES FOR RESIDENTIAL AND NON-RESIDENTIAL PLUMBING INSPECTIONS.

Motion was made by Councilperson Jacob Wheat, duly seconded by Councilperson Tom Moore, to approve a resolution establishing fees for residential and non-residential plumbing inspections. This motion supported six votes in approval and zero votes opposed. Motion carried.

CONSIDERATION AND ACTION REGARDING AN ORDINANCE CLOSING, VACATING, AND ABANDONING A PORTION OF NORTH 6TH STREET IN THE CITY OF ALVARADO, TEXAS; FINDING THAT THE AFFECTED STREET IS NOT NEEDED FOR PUBLIC USE AND THEREFORE CONSTITUTES A PUBLIC CHARGE WITHOUT CORRESPONDING BENEFIT; AUTHORIZING THE CITY MANAGER TO EXECUTE A QUIT CLAIM OR DEED WITHOUT WARRANTY AND CONVEY TITLE TO THE UNDERLYING PROPERTY OWNER.

Motion was made by Councilperson Tom Moore, duly seconded by Councilperson Jacob Wheat to approve an ordinance closing, vacating and abandoning a portion of 6th Street and authorizing the city manager to execute a quit claim or deed without warranty and convey title to the underlying property owners. This motion supported six votes in approval and zero votes opposed. Motion carried.

CONSIDERATION AND ACTION REGARDING AN ORDINANCE CLOSING, VACATING AND ABANDONING AN ALLEY IN THE CITY OF ALVARADO, ABUTTING LOTS 4-9, BLOCK D OF THE NEW TOWN ADDITION, ROBERT BELL SURVEY; FINDING THAT THE ALLEY IS NOT NEEDED FOR PUBLIC USE AND THEREFORE CONSTITUTES A PUBLIC CHARGE WITHOUT CORRESPONDING BENEFIT; AUTHORIZING THE CITY MANAGER TO EXECUTE A QUIT CLAIM OR DEED WITHOUT

WARRANTY AND CONVEY TITLE TO THE UNDERLYING PROPERTY OWNER.

Motion was made by Councilperson Tom Moore, duly seconded by Mayor Pro Tem Joe Sain to approve an ordinance closing, vacating and abandoning an alley in the City of Alvarado, abutting Lots 4-9, Block D of the New Town Addition, Robert Bell Survey and authorizing the city manager to execute a quit claim or deed without warranty and convey title to the underlying property owners. This motion supported six votes in approval and zero votes opposed. Motion carried.

CONSIDERATION AND ACTION REGARDING AN INTERLOCAL AGREEMENT BETWEEN THE NORTH TEXAS CENTRAL COUNCIL OF GOVERNMENTS AND THE CITY OF ALVARADO FOR THE EMERGENCY MANAGEMENT TO DEVELOP MITIGATION PLANS FOR JOHNSON COUNTY UNDER GRANT PROJECT NUMBER DR-1931-004.

Motion was made by Councilperson Tom Moore, duly seconded by Councilperson David Bayless, to approve an interlocal agreement between the North Texas Central Council of Governments and the City of Alvarado for the emergency management to develop mitigation plans for Johnson County. This motion supported six votes in approval and zero votes opposed. Motion carried.

ANNOUNCEMENT OF THE DATE, TIME AND PLACE OF MEETING TO VOTE ON THE 2012 AD VALOREM TAX RATE.

The 2012 Ad Valorem Tax rate will be voted on at the regular city council meeting to be held on Monday, September 17, 2012 at the City Council chambers in City Hall starting at 6:30 p.m.

EXECUTIVE SESSION

There was not an Executive Session held at this meeting.

CITY MANAGER'S REPORT

Clint Davis, City Manager, would like to remind everyone that the Alvarado Homecoming Parade will be held at 7:00 p.m. on September 17, 2012. There will be a community pep rally held on August 27, 2012 at the high school stadium. Helping Hands for Jesus is starting a capital funds drive to purchase a new box truck.

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COUNCIL COMMENTS

Councilperson David Bayless would like to thank the Public Works department for their hard work in repairing a water leak on Cummings.

ADJOURNMENT

Motion was made by Councilperson Tom Moore, duly seconded by Councilperson Shawn Goulding to adjourn this regular meeting of the City Council of the City of Alvarado at 7:29 p.m. This motion supported six votes in approval and zero votes opposed. Motion carried.

Passed and approved this the _____ day of _____, 2012.

Mayor Dewayne "Coach" Richters

ATTEST:

Debbie Thomas, TRMC
City Secretary