

**AGENDA
CITY OF ALVIN, TEXAS
216 W. SEALY STREET
REGULAR CITY COUNCIL MEETING
APRIL 7, 2011
7:00 P.M.**

I. CALL TO ORDER

II. INVOCATION

III. PLEDGE OF ALLEGIANCE

IV. SPECIAL PRESENTATIONS

- A. The Mayor to present a proclamation for **Crime** Victims' Rights Week.
- B. The Mayor to present a proclamation for **Child** Abuse Month.

V. APPROVAL OF MINUTES

- A. Approval of the minutes of the **regular** Council meeting of March 17, 2011.
- B. Approval of the minutes of the **special** Council meeting of March 28, 2011.

VI. PETITIONS OR REQUESTS FROM THE PUBLIC

VII. REPORTS FROM CITIZENS BOARDS, COMMISSIONS, AND COMMITTEES

VIII. CONSENT AGENDA

All items listed under the Consent Agenda are considered to be routine, and require little or no deliberation by City Council. These items will be enacted/approved by one motion unless a Councilmember requests separate action on an item, in which event the item will be removed from the Consent Agenda and considered by separate action. Approval of the Consent Agenda enacts the items of legislation and authorizes implementation of other items.

- A. Consider approval of **Ordinance No. 11-R**, an ordinance amending the City of Alvin 2010-2011 Fiscal year Budget for the purpose of paying exempt employees compensatory time accrued during prior non-exempt employment status, by increasing (decreasing) certain expenditures and increasing (decreasing) certain revenues to the individual budget accounts

in all funds set forth in the attached Exhibit "A", **on second and final reading.**

- B. Consider approval of **Ordinance No. 11-T**, an ordinance abandoning and releasing a ten (10') foot utility easement out of Lot 4, Block 1, in the Willow Bend Subdivision as shown on the plat recorded in Volume 6, Page 174 of the plat records of Brazoria County, Texas; abandoning and releasing said public utility easement; and setting forth other provisions related thereto, **on second and final reading.**
- C. Consider approval of a final plat requested under the Abbreviated Plat Procedure for **Rose's** Addition, being a Re-plat of Lots 60, 61, and 62 of LeClere's Addition to the City of Alvin, according to the plat as recorded in volume 5, Page 49, Deed Records, Brazoria County, Texas; and a variance to the building setback line along Disney Street.
- D. Consider granting authorization for an encroachment upon a portion of the **alley** way behind 225 West Sealy Street, submitted by Joe Schneider, President of Schneider Investment Group.
- E. Consider approval to construct two (2) shade pavilions at **Morgan** Park.
- F. Consider approval to expand the scope of the **Willis** and Disney Street Improvement and Parking Project to include adding street lights and parking lot lights, brick pavers in front of the Depot, and an additional sidewalk with ADA ramp from the National Oak Parking Lot in the net amount of \$10,810.00.
- G. Consider awarding a bid to Felder Water Well & Pump Service to purchase 2 booster **pumps** at \$11,200 each, one RAS pump at \$12,950, and an alternate bid RAS pump, motor, and skid at \$16,860, The funds for the 2 booster pumps will come from Account No. 211-6001-00-3260 in the amount of \$22,400. The funds for the RAS pumps will come from account no. 211-6002-00-3260 in the total amount of \$29,810.

IX. MATTERS REMOVED FROM CONSENT AGENDA

X. OTHER BUSINESS

- A. Consider making a public announcement of the City **Fireworks** display for July 4, 2011 at Briscoe Park.

- B. Consider approval of out of state **travel** for Detectives J. T. Speirs and S. J. Kelly to the 2011 National Strategy Conference on Combating Child Exploitation in San Jose, California from May 16 to May 20, 2011. The only cost to the City will be per diem for each detective.
- C. Consider closure of City streets for the Alvin Rotary Club **Frontier** Day parade, fun run and festivities scheduled for Saturday, May 14, 2011 as well as waiver of portable restroom fee & park fee and approval of use of APD Bike Patrol. Street closures are requested between 6am - 10pm for the streets: E. Sealy St. at Gordon St., S. Disney St. at Sealy and E. Sidnor St., E. Sidnor St. at Gordon St. and S. Magnolia St., Magnolia St. at E. Sealy St. and E. Sidnor St., and S. Magnolia St. at Park Drive for all incoming and outgoing traffic. Street closures are requested for the parade between 9am - 10:30am beginning at AHS stadium parking lot; S. on College, E. on Stadium Dr, N. on Johnson St., E. on Adoue, N. on Gordon, W. on Sealy, S. on Johnson, W. on Adoue, S. on Second St & ending at AHS stadium parking lot.
- D. Consider approval of **Ordinance 11-K**, amending the City of Alvin 2010-2011 fiscal year budget for reorganization of the Parks and Recreation Department as set forth in the chart attached as Exhibit "A", **on first reading**.
- E. Consider approval of **Resolution No. 11-R-16**, authorizing publication of notice of intention to issue Certificates of Obligation; approving the preliminary official statement and notice of sale; declaring intent to reimburse certain prior capital costs; and approving other matters incidental thereto.
- F. Consider approval of **Resolution No. 11-R-10**, adopting an Interlocal Agreement with Brazoria County to update the Regional Hazard Mitigation Plan in the amount of its proportionate share of \$9,000 to Brazoria County with the funds to come from Account No. 312-5501-00-3150 and authorize the Mayor to sign the agreement subject to Legal review.
- G. Consider a recommendation to City Council for a final plat requested under the Abbreviated Plat procedure for **AABERG** Subdivision, a subdivision of 2.04 acres of land, being a part of lots 4 & 5 of the subdivision of the south ½ of The Hooper and Wade Survey, Section 21, Abstract 421, Brazoria County, Texas, according to the plat recorded in Volume 5, Page 442, Deed Records of Brazoria County Texas.
- H. Reports requested at the last regular meeting.

Concerns about deep grooves on Rowan-Burton Road (Councilmember Cross)

Request for a protected left turn signal at the intersection of South Johnson and West South streets (Councilmember Cross)

XI. REPORTS FROM CITY MANAGER

- A. Review preliminary list of items for the Council meeting of April 14, 2011.

XII. REPORTS FROM COUNCILMEMBERS AND COUNCIL COMMITTEES

- A. Announcements and requests from Councilmembers.

XIII. EXECUTIVE SESSION

- A. Section 551.072 of the Government Code: Deliberation regarding the purchase, exchange, lease or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.**

1. Discuss purchase of real property described as:

TRACT I

22.47 acres of land, more or less, being all of a called 14.5838 acre tract of land, called Tract 4, and all of a called 3.4651 acre tract of land, called Tract 5, and all of a called 4.4200 acre tract of land, called Tract 6, said Tracts 4, 5, and 6 recorded in Volume (87) 406, Page 842, Official Records of Real Property, Brazoria County, Texas, said Tracts 4, 5, and 6 being out of 160 acres of land as recorded in Volume 785, Page 561, and Volume 785, Page 562, Deed Records, Brazoria County, Texas, situated in the Hooper and Wade Survey, Section 17, Abstract 423, Brazoria County, Texas,

TRACT II:

3.07 acres of land, more or less, being out of 160 acres of land as recorded in Volume 785, Page 561, and Volume 785, Page 562, Deed Records, Brazoria County, Texas, situated in the Hooper and Wade Survey, Section 17, Abstract 423, Brazoria County, Texas,

TRACT III

16.48 acres of land, more or less, being all of a called 16.4720 acre tract of land, called Tract 2, as recorded in Volume (87) 405, Page 642, Official Records of Real Property, Brazoria County, Texas, said Tract 2 being out of 160 acres of land as recorded in Volume 785, Page 561, and Volume 785, Page 562, Deed Records, Brazoria County, Texas, situated in the Hooper and Wade Survey, Section 17, Abstract 423, Brazoria County, Texas,

- B. Section 551.087 of the Government Code: (1) Deliberations regarding commercial or financial information that the governmental body has received from a business prospect that the governmental body seeks to have locate, stay, or expand in or near the territory of the**

governmental body and with which the governmental body is conducting economic development negotiations or (2) deliberations regarding the offer of a financial or other incentive to a business prospect described by Subdivision (1).

1. The City Manager and the Economic Development Director to provide update for potential business prospects.

XIV. ACTION ITEMS FROM EXECUTIVE SESSION

- A. Consider approval of the purchase of real property discussed in executive session and authorize the Mayor to sign an earnest money contract and all related documents necessary to effectuate closing for the property.
- B. Take action deemed appropriate at City Council's discretion regarding the Development Agreement with Palicio Gate, L.P.

XV. OPEN MEETINGS ACT RESOLUTION

- A. Consider Resolution No. **OMA-R11-04-07**, A RESOLUTION CONFIRMING COMPLIANCE WITH THE PROVISIONS OF THE OPEN MEETINGS ACT.

XVI. ADJOURNMENT

I, Thomas W. Peebles, City Clerk of the City of Alvin, Texas, do hereby certify that the foregoing agenda was posted in a place convenient to the general public at City Hall on the ____ day of _____, 2011.

Thomas W. Peebles, City Clerk

(SEAL)

**** All meetings of the City Council are open to the public, except when there is a necessity to meet in Executive Session (closed to the public) under the provisions of Chapter 551, Texas Government Code. The Council reserves the right to convene into executive session on any of the above posted agenda items that qualify for an executive session by publicly announcing the applicable section of the Open Meetings Act, including but not limited to sections 551.071 (litigation and certain consultation with the attorney), 551.072 (acquisition of interest in real property), 551.073 (contract for gift to city), 551.074 (certain**

personnel deliberations), or 551.087 (qualifying economic development negotiations).

If you plan to attend this meeting and you have a disability that requires special arrangements at the meeting, please contact the City Clerk at 281-388-4255. Requests for special services must be received 48 hours prior to the meeting time. Reasonable accommodations will be made to assist your needs. City Hall is wheel chair accessible and a sloped curb entry is available at the East and West Entrances to the City Hall.