

City of Alvin, Texas

Paul Horn, Mayor

Glenn Starkey, Mayor Pro-tem, District D
Brad Richards, At Large Pos. 1
Joel Castro, At Large Pos. 2
Martin Vela, District A



Adam Arendell, District B
Keith Thompson, District C
Gabe Adame, District E

ALVIN CITY COUNCIL AGENDA THURSDAY, FEBRUARY 6, 2020 7:00 P.M. (Council Chambers)

Alvin City Hall, 216 West Sealy, Alvin, Texas 77511

Persons with disabilities who plan to attend this meeting that will require special services please contact the City Secretary's Office at 281-388-4255 or drobot@cityofalvin.com 48 hours prior to the meeting time. City Hall is wheel chair accessible and a sloped curb entry is available at the front east entrance to City Hall.

NOTICE is hereby given of a Regular Meeting of the City Council of the City of Alvin, Texas, to be held on **THURSDAY, FEBRUARY 6, 2020**, at 7:00 p.m. in the Council Chambers at: City Hall, 216 W. Sealy, Alvin, Texas.

REGULAR MEETING AGENDA

1. CALL TO ORDER

2. INVOCATION AND PLEDGE OF ALLEGIANCE

3. PRESENTATIONS

A. Check Presentation for the Alvin Disc Golf Course.

4. PUBLIC COMMENT

5. CONSENT AGENDA: CONSIDERATION AND POSSIBLE ACTION: An item(s) may be removed from the Consent Agenda for full discussion by the request of a member of Council. Item(s) removed will automatically become the first item up for discussion under Other Business.

A. Consider approval of the January 9, 2020 City Council Special meeting minutes.

B. Consider approval of the January 16, 2020 City Council meeting minutes.

C. Consider replat #2 of Savannah Plantation, Section Four, a replat of the Reserve, Block One of Savannah Plantation, Section Four, being a subdivision of 1.941 acres located in the Francis Moore League, Abstract No. 100 in the City of Alvin ETJ, Brazoria County, Texas.

D. Consider a contract for Election Services with Joyce Hudman, County Clerk, Brazoria County, Texas, for the May 2, 2020 General and Special Election; and authorize the Mayor to sign subject to legal review.

E. Consider Resolution 20-R-03, calling and establishing the procedures for the May 2, 2020 General Election in Alvin, Texas, and providing for other related matters thereto.

F. Acknowledge receipt of the quarterly Capital Improvement Projects and Comprehensive Plan Implementation Reports.

6. OTHER BUSINESS

- A. Presentation and acknowledgement of receipt of the Quarterly Financial Report ending December 31, 2019.
- B. Consider a Report by the City Secretary regarding a Petition filed on January 21, 2020, on behalf of the Alvin Police Officers Association, requesting a proposition be placed on the May 2020 ballot to be voted for or against to read: “The adoption of the police officers’ civil service law.” The City Secretary shall certify the petition as either sufficient or insufficient in accordance with Article IV of the City of Alvin Charter, for City Council’s submittal to the electorate for the election scheduled for May 2, 2020.
- C. Consider Resolution 20-R-04, calling and establishing the procedures for a Special Election to be held on May 2, 2020 for the purpose of submitting to the qualified voters of the City of Alvin, Texas a proposition to vote “for” or “against” the “Adoption of the police officer’s civil service law”; and providing for other related matters thereto.
- D. Consider Ordinance 20-C, amending Ordinance 19-W, passed and approved on September 19, 2019, same being an ordinance approving and adopting the City of Alvin’s budget for Fiscal Year 2019-2020 by approving a budget amendment to the original 2019-20 budget; providing for supplemental appropriation and/or transfer of funds for the purpose of amending the budget of the Police Department by \$11,500 to fund cell phones and activation plans for officers under the Alvin Police Officers Association for departmental operational purposes related to the public safety of the City; providing for severability; and providing for other matters related thereto set forth in the attached “Exhibit A.”
- E. Consider Resolution 20-R-05, readopting the Economic Development Policy for the City of Alvin; including criteria and guidelines governing tax abatement, tax increment reinvestment zones and additional economic incentives within the City; and setting forth related matters thereto.
- F. Consider a variance request to Chapter 30 ½ - Regulation of Sex Offender Residency, of the City of Alvin Code of Ordinances, from Benjamin Clemmons residing at 1120 Robinson Street, Alvin, Texas.
- G. Consider a variance request to Chapter 30 ½ - Regulation of Sex Offender Residency, of the City of Alvin Code of Ordinances, from Eugenio Rodriguez for the residence at 704 W. Willis, Alvin, Texas.

7. REPORTS FROM CITY MANAGER

- A. Items of Community Interest and review preliminary list of items for next Council meeting.

8. ITEMS OF COMMUNITY INTEREST

Pursuant to 551.0415 of the Texas Government Code reports or an announcement about items of community interest during a meeting of the governing body. No action will be taken or discussed.

- A. Hear announcements concerning items of community interest from the Mayor, Council members, and City staff, for which no action will be discussed or taken.

9. ADJOURNMENT

I hereby certify that a copy of this notice was posted on the City Hall bulletin board, a place convenient and readily accessible to the general public at all times, and to the City’s website: www.alvin-tx.gov, in compliance with Chapter 551, Texas Government Code, on MONDAY, FEBRUARY 3, 2020 at 5:00 P.M.



(SEAL)

A handwritten signature in blue ink, appearing to read "Dixie Roberts".

Dixie Roberts, City Secretary

Removal Date: _____

**** 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).**

**MINUTES
CITY OF ALVIN, TEXAS
CITY PLANNING COMMISSION
November 19, 2019**

BE IT REMEMBERED, that on the above date, the Planning Commission met in the First Floor Conference Room, at Public Services Facility, 1100 West Highway 6, Alvin, Texas, at 6:00 P.M. with the following members present, Ashley Davis, Vice Chair; Richard Garivey; Santos Garza; Chris Hartman; Carrie Parker and Randy Reed. Also present was staff member Michelle Segovia, City Engineer. Jake Starkey and Nicole Kelinske were absent.

Call To Order

Call to order at 6:00 p.m.

Petition and Requests from the Public

There were no petitions or requests from the public.

Approve the Minutes of the Planning Commission meeting of October 15, 2019.

Commission Member Randy Reed motioned to approve the minutes of the regular Planning Commission meeting of October 15, 2019. Seconded by Richard Garivey, the motion carried on a vote of 6 ayes and 0 nays.

Consider a final plat of Southern Colony Plaza, being a subdivision of a 4.9950 acre tract of land in the William Hall League, Abstract No. 31, Fort Bend County, Texas.

City Engineer recommends final plat for discussion and approval. Commission Member Hartman motioned to recommend for approval to City Council. Seconded by Member Reed, the motion carried on a vote of 6 ayes, 0 nays.

Consider a final plat of Alvin Express RV Park LLC, being a subdivision of 23.6261 acres of land situated in the H.T. & B.R.R. Co. Survey, Abstract No. 295, Brazoria County, Texas.

City Engineer recommends final plat for discussion and approval. Commission Member Garivey motioned to recommend for approval to City Council. Seconded by Member Parker, the motion carried on a vote of 6 ayes, 0 nays.

Consider a final plat of Mustang Crossing Landscape/Recreation Reserve A, being a subdivision containing 2.2031 located in the Hooper & Wade Survey, Abstract 488, in the City of Alvin, Brazoria County, Texas.

City Engineer recommends final plat for discussion and approval. Commission Member Garivey motioned to recommend for approval to City Council. Seconded by Member Garza, the motion carried on a vote of 6 ayes, 0 nays.

Consider a final plat of Mustang Crossing Section 6, a Planned Unit Development subdivision containing 15.68 acres, being a partial replat of lots 25, 26, 27 & 28 of Section 18, Hooper & Wade Survey, Abstract 488, in the City of Alvin, Brazoria County, Texas.

City Engineer recommends final plat for discussion and approval.

Commission Member Hartman motioned to recommend for approval to City Council. Seconded by Member Garza, the motion carried on a vote of 6 ayes, 0 nays.

Consider a final plat of Mustang Ridge Section 1, a Planned Unit Development subdivision containing 19.437 acres of land located in the H.T. & B.R.R. Company Survey, Abstract 225, City of Alvin, Brazoria County, Texas. City Engineer recommends final plat for discussion and approval. Commission Member Garza motioned to recommend for approval to City Council. Seconded by Member Hartman, the motion carried on a vote of 6 ayes, 0 nays.

Discuss possible changes to Chapter 24 ½, Manufactured Homes and Manufactured Home Parks, Article V, Recreational Vehicle Resorts and Parks, in the City of Alvin Code of Ordinances. Member Starkey requested to table this item until the December Planning Commission meeting. Commission Member Garvey motioned to table the item until the December meeting. Seconded by Member Parker, the motion carried on a vote of 6 ayes, 0 nays.

Items of Community Interest

Santos Garza mentioned December 20th & 21st from 6pm – 9pm the Fire Department will have their annual Christmas Open House. Richard Garvey mentioned he will forward information about the High School softball banquet. Santos Garza also mentioned the City-wide Thanksgiving dinner will be held at the Senior Center starting at 11am. Randy Reed mentioned Joey Saladino spoke at the Rotary meeting last week about cooking and donating to the City-wide Thanksgiving dinner.

Staff report and update

There were no staff report or update.

Items for the next meeting.

Michelle Segovia stated the Planning Commission will probably see a final plat of Mustang Ridge Section 2 at the next meeting.

Adjournment

Commission Member Garza motioned to adjourn the meeting, seconded by Member Garvey. The motion carried on a vote of 6 ayes. The meeting ended at 6:33 p.m.

Passed and Approved the 17th day of December 2019.

**MINUTES
CITY OF ALVIN, TEXAS
CITY PLANNING COMMISSION
December 17, 2019**

BE IT REMEMBERED, that on the above date, the Planning Commission met in the First Floor Conference Room, at Public Services Facility, 1100 West Highway 6, Alvin, Texas, at 6:00 P.M. with the following members present, Jake Starkey, Chair; Richard Garivey; Santos Garza; Chris Hartman; and Randy Reed. Also present were staff members Michelle Segovia, City Engineer and Shana Church, Executive Secretary. Ashley Davis, Nicole Kelinske and Carrie Parker were absent.

Call To Order

Call to order at 6:00 p.m.

Petition and Requests from the Public

There were no petitions or requests from the public.

Approve the Minutes of the Planning Commission meeting of November 19, 2019.

Commission Member Santos Garza motioned to approve the minutes of the regular Planning Commission meeting of November 19, 2019. Seconded by Richard Garivey, the motion carried on a vote of 5 ayes and 0 nays.

Consider a final plat of Warehouse Business Park, being a subdivision of 29.0369 acres of land situated in the Hooper and Wade Survey, Section 21, Abstract No. 421, City of Alvin, Brazoria County, Texas.

City Engineer recommends final plat for discussion and approval. Commission Member Reed motioned to recommend for approval to City Council. Seconded by Member Hartman, the motion carried on a vote of 5 ayes, 0 nays.

Consider a final plat of Nickels 1462 Addition, a subdivision containing 1.816 acres, being a replat of Lot 4-A of the A.J. Owen Subdivision part of Myles O'Donnell Survey, Abstract No. 489, Brazoria County, Texas.

City Engineer recommends final plat for discussion and approval. Commission Member Garivey motioned to recommend for approval to City Council. Seconded by Member Garza, the motion carried on a vote of 5 ayes, 0 nays.

Consider a final plat of Mustang Ridge Section 2, a Planned Unit Development, being a subdivision of 15.916 acres of land located in H.T. & B.R.R. Company Survey, A-225, City of Alvin, Brazoria County, Texas.

City Engineer recommends final plat for discussion and approval. Commission Member Reed motioned to recommend for approval to City Council. Seconded by Member Garivey, the motion carried on a vote of 5 ayes, 0 nays.

Discuss possible changes to Chapter 24 ½, Manufactured Homes and Manufactured Home Parks, Article V, Recreational Vehicle Resorts and Parks, in the City of Alvin Code of Ordinances.

Commission Member Reed motioned to send Ordinance 19-Y back to City Council for consideration. Seconded by Member Garivey, the motion carried on a vote of 4 ayes, 1 nay cast by Chris Hartman.

Items of Community Interest.

Chris Hartman complimented Michelle on the Durant Pond almost being complete. Randy

MINUTES

DECEMBER 17, 2019

Reed asked if city staff inspects senior citizen centers. Michelle Segovia stated it is primarily regulated by the state. The Fire Marshal inspects and the Health Official inspects the kitchen food service. Santos Garza wished everyone a Merry Christmas and Happy New Year.

Staff report and update

Staff is currently working on the draft of the Subdivision Ordinance changes.

Items for the next meeting

Michelle Segovia stated the Planning Commission may see a final plat of Kendall Lakes Section 10 at the next meeting.

Adjournment

Commission Member Hartman motioned to adjourn the meeting, seconded by Member Garivey. The motion carried on a vote of 5 ayes. The meeting ended at 6:56 p.m.

**MINUTES
CITY OF ALVIN, TEXAS
216 W. SEALY STREET
SPECIAL CITY COUNCIL MEETING
THURSDAY JANUARY 9, 2020
7:00 P.M.**

CALL TO ORDER

BE IT REMEMBERED that, on the above date, the City Council of the City of Alvin, Texas, met in Regular Session at 7:00 P.M. in the Council Chambers at City Hall, with the following members present: Mayor Paul A. Horn; Mayor Pro-Tem Glenn Starkey; Councilmembers: Gabe Adame, Adam Arendell, Joel Castro, Brad Richards, and Martin Vela.

Staff members present: Junru Roland, City Manager and Dixie Roberts, City Secretary.

PLEDGE OF ALLEGIANCE

Mayor Horn gave the invocation.

Council member Richards led the Pledge of Allegiance to the American Flag and Council member Arendell led the Pledge to the Texas Flag.

OTHER BUSINESS

Consider Ordinance 20-A, annexing 5.058 acres of land, more or less, into the corporate limits of the City; approving a service plan for the annexed area; making findings of fact; providing a severability clause; and providing an effective date.

Council member Castro moved to approve Ordinance 20-A, annexing 5.058 acres of land, more or less, into the corporate limits of the City; approving a service plan for the annexed area; making findings of fact; providing a severability clause; and providing an effective date. Seconded by Council member Vela. A roll call was taken:

Council member Vela	Aye
Council member Arendell	Aye
Council member Richards	Aye
Council member Castro	Aye
Council member Adame	Aye
Council member Starkey	Aye

The motion carried on a vote of 6 Ayes.

ADJOURNMENT

Mayor Horn adjourned the meeting at 7:02 p.m.

PASSED and APPROVED the 6th day of February 2020.

Paul A. Horn, Mayor

ATTEST: _____
Dixie Roberts, City Secretary

MINUTES
CITY OF ALVIN, TEXAS
216 W. SEALY STREET
REGULAR CITY COUNCIL MEETING AND
EXECUTIVE SESSION
THURSDAY JANUARY 16, 2020
7:00 P.M.

CALL TO ORDER

BE IT REMEMBERED that, on the above date, the City Council of the City of Alvin, Texas, met in Regular Session at 7:00 P.M. in the Council Chambers at City Hall, with the following members present: Mayor Paul A. Horn; Mayor Pro-Tem Glenn Starkey; Councilmembers: Gabe Adame, Adam Arendell, Joel Castro, Brad Richards, Keith Thompson and Martin Vela.

Staff members present: Junru Roland, City Manager; Suzanne Hanneman, City Attorney; Grace Cruzen, Deputy City Secretary; Michael Higgins, Chief Financial Officer; Michelle Segovia, City Engineer; Dan Kelinske, Parks and Recreation Director; Ron Schmitz, EMS Director/EM Coordinator; Brandon Moody, Interim Public Services Director; and Robert E. Lee, Police Chief.

INVOCATION AND PLEDGE OF ALLEGIANCE

Justin Gatlin, Alvin Missionary Baptist Church, gave the invocation.

Council member led the Pledge of Allegiance to the American Flag; and Council member Thompson led the Pledge to the Texas Flag.

PUBLIC COMMENT

There were no comments from the public.

CONSENT AGENDA

Consider approval of the December 19, 2019, City Council meeting minutes.

Consider a final plat of Mustang Ridge Section 2 (located along the east side of Mustang Road and south of the Nelson Road intersection), being a Planned Unit Development subdivision containing 15.916 acres of land located in the H.T. & B.R.R. Company Survey, Abstract 225, in the City of Alvin, Brazoria County, Texas.

Consider a final plat of Nickels 1462 Addition (located southeast of the intersection of FM 1462 and Sky ranch Drive), a subdivision containing 1.816 acres, being a replat of lot 4-A of the A.J. Owen Subdivision part of Myles O'Donnell Survey, Abstract No. 489, Brazoria County, Texas.

Consider a final plat of Warehouse Business Park (2443 N. Gordon Street), being a subdivision of 29.0369 acres of land situated in the Hooper and Wade Survey, Section 21, Abstract No. 421, City of Alvin, Brazoria County, Texas.

Consider a License Agreement for Exclusive Use of City Property between the City of Alvin and the Alvin Sunrise Rotary Foundation for the Music Festival and Bar-B-Q Cook-off to be held at Briscoe Park from Friday March 27, 2020 thru Sunday, March 29, 2020; and authorize the City Manager to sign said Agreement.

Consider Resolution 20-R-01, finding that the Frontier Day event serves a public purpose for the City of Alvin and approving a multi-year agreement with the Texas Department of Transportation for the

temporary closure of a portion of Business 35 (Gordon Street) for the parade; authorizing the Mayor to sign the Agreement; and setting forth other provisions related thereto.

Consider Resolution 20-R-02, finding that the Home for the Holidays event serves a public purpose for the City of Alvin and approving a multi-year agreement with the Texas Department of Transportation for the temporary closure of a portion of Business 35 (Gordon Street) for the parade; authorizing the Mayor to sign the Agreement; and setting forth other provisions related thereto.

Consider an Agreement with Horizon International Group LLC, through the Choice Partners Cooperative Purchasing Network, to provide and install a 100 - ton chiller and 7.5 HP recirculating pump, both as a direct replacement of existing equipment at the Alvin Police Department, in an amount not to exceed \$180,306.00; and authorize the City Manager to sign the Agreement upon legal review.

Acknowledge receipt of the 2019 Quarterly Investment Report ending December 31, 2019.

Council member Arendell moved to approve the consent agenda as presented. Seconded by Council member Richards; motion carried on a vote of 7 Ayes.

OTHER BUSINESS

Consider the 2020 Interlocal Agreement for Emergency Services with Brazoria County Emergency Services District #3 (ESD); and authorize the Mayor to sign upon legal review.

The Emergency Services District was first formed in 2004. Brazoria County Commissioners select five (5) ESD Board of Directors to authorize and appropriate funding for Fire and Emergency Medical Services (EMS) to the approximate 120 square miles surrounding the city limits of Alvin.

Typically, each entity is allowed to submit a budget to the (5 member) ESD Board of Directors each year. The Board then reviews the budget-requests and asks each entity to do a short presentation on their budget-request. The Board, subsequently allocates/awards the funds to each entity, accordingly. However, this year the ESD had administrative turmoil and lost several staff. Thus, staff was not given an opportunity to have a budget meeting/presentation, and very little changes were made to the previous year's budget and interlocal agreements.

In 2018, the ESD paid a total of \$700,000 to the City of Alvin for the following Emergency Services:

- \$350,000 for Fire and Rescue
- \$350,000 for Emergency Medical Services

In 2019, the ESD paid a total of \$731,000 to the City of Alvin for the following Emergency Services:

- \$362,000 for Fire and Rescue
- \$369,000 for Emergency Medical Services

The 2020 proposed ESD Agreement with the City of Alvin will increase to a total of \$738,240 to the City of Alvin for the following Emergency Services:

- \$369,240 (\$7,240 increase) for Fire and Rescue
- \$369,000 for Emergency Medical Services

Staff recommended approval.

Council member Castro moved to approve the 2020 Interlocal Agreement for Emergency Services with Brazoria County Emergency Services District #3 (ESD); and authorize the Mayor to sign upon legal review. Seconded by Council member Thompson; motion carried on a vote of 7 Ayes.

Consider Ordinance-20-B amending Chapter 24-1/2, Manufactured Homes and Manufactured Home Parks, of the Code of Ordinances, City of Alvin, Texas, for the purpose of amending Article V. Recreational Vehicle Parks and Resorts, by not allowing for the construction of new Recreational Vehicle Resorts; providing for a penalty; and setting forth other provisions related thereto.

On July 6, 2017, Council approved Ordinance 17-L which defined and allowed for the construction of Recreational Vehicle Resorts. Since Ordinance 17-L was approved, there has been one RV Resort (along Nelson Road) approved and will start construction soon.

On July 30, 2019, a joint workshop was held with the City Council and the City Planning Commission, at this workshop the Recreational Vehicle Ordinance was discussed, and Council conveyed to the Planning Commission that they would consider proposed amendments to the ordinance.

On September 17, 2019, the Planning Commission discussed the Recreational Vehicle Ordinance and requested that Staff draft an amendment to the ordinance that would prevent the construction of new Recreational Vehicle Resorts. Staff drafted the amendment to the ordinance (Ord. 20-B) and presented it to the Planning Commission on October 15, 2019 for their consideration. The Planning Commission voted 5 votes to 1 vote to approve Ordinance 19-Y. Commission Member Hartman voted against the ordinance, stating that he felt there needed to be requirements in the ordinance allowing for the construction of new RV Resorts.

On November 7, 2019, City Council took no action on Ordinance 19-Y and suggested that the ordinance be further amended to restrict where new RV Resorts can be built versus not allowing new resorts to be constructed all together.

On December 17, 2019, the Planning Commission discussed some options with regards to amending the ordinance and ultimately voted 4 votes to 1 vote to send Ordinance 19-Y back to Council in its original form for consideration, therefore reaffirming their proposal to amend the ordinance by not allowing for the construction of new RV Resorts. Commission Member Hartman voted against the ordinance for the same reason that he voted against it originally at the September 2019 meeting. The Ordinance number has changed to reflect the 2020 year from Ord 19-Y to Ord 20-B.

Council member Thompson moved to approve Ordinance 20-B amending Chapter 24-1/2, Manufactured Homes and Manufactured Home Parks, of the Code of Ordinances, City of Alvin, Texas, for the purpose of amending Article V. Recreational Vehicle Parks and Resorts, by not allowing for the construction of new Recreational Vehicle Resorts; providing for a penalty; and setting forth other provisions related thereto. Seconded by Council member Vela; motion carried on a vote of 6 Ayes and 1 No by Council member Castro.

REPORTS FROM CITY MANAGER

Items of Community Interest and review preliminary list of items for next Council meeting.

Mr. Junru Roland announced items of community interest; and he reviewed the preliminary list for the February 6th City Council meeting.

ITEMS OF COMMUNITY INTEREST

Hear announcements concerning items of community interest from the Mayor, Council members, and City staff, for which no action will be discussed or taken.

Council member Thompson complimented the new disc golf course.

Council member Adame thanked the Planning Commission for its work on the RV Ordinance.

EXECUTIVE SESSION

Mayor Horn called for an executive session at 7:31 p.m. in accordance to the following:

Section 551.072: Deliberation regarding the purchase, exchange, lease, or value of real properties:

1. Land purchase of property near Briscoe Park
2. Land purchase of property near City Hall

RECONVENE TO OPEN SESSION

Take action on Executive Session item(s) if necessary.

Mayor Horn reconvened the meeting into open session at 8:01 p.m.

No action was taken.

ADJOURNMENT

Mayor Horn adjourned the meeting at 8:02 p.m.

PASSED and APPROVED the 6th day of February 2020.

Paul A. Horn, Mayor

ATTEST: _____
Dixie Roberts, City Secretary



AGENDA COMMENTARY

Meeting Date: 2/6/2020

Department: Engineering

Contact: Michelle Segovia, City Engineer

Agenda Item: Consider replat #2 of Savannah Plantation Section Four (7702 Stratford Hall Drive), a replat of the Reserve, in Block One of Savannah Plantation Section Four, being a subdivision of 1.941 acres located in the Francis Moore League, Abstract No. 100 in the City of Alvin ETJ, Brazoria, Texas.

Type of Item: Ordinance Resolution Contract/Agreement Public Hearing Plat Discussion & Direction Other

Summary: On December 31, 2019, the Engineering Department received replat #2 of Savannah Plantation Section 4 for review. The property is located at 7702 Stratford Hall Drive, in the City of Alvin's Extraterritorial Jurisdiction (ETJ) and is being replatted from an unrestricted reserve into a lot so that a single-family home can be constructed on it. This plat complies with all requirements of the City's Subdivision Ordinance.

The City Planning Commission unanimously approved the plat at their meeting on January 21, 2020. Staff recommends approval.

Funding Expected: Revenue Expenditure N/A **Budgeted Item:** Yes No N/A

Funding Account: _____ **Amount:** _____ **1295 Form Required?** Yes No

Legal Review Required: N/A Required **Date Completed:** _____

Supporting documents attached:

- Replat #2 of Savannah Plantation Section Four

Recommendation: Move to approve replat #2 of Savannah Plantation Section Four (7702 Stratford Hall Drive), a replat of the Reserve, in Block One of Savannah Plantation Section Four, being a subdivision of 1.941 acres located in the Francis Moore League, Abstract No. 100 in the City of Alvin ETJ, Brazoria, Texas.

Reviewed by Department Head, if applicable

Reviewed by Chief Financial Officer, if applicable

Reviewed by City Attorney, if applicable

Reviewed by City Manager

STATE OF TEXAS
COUNTY OF BRAZORIA

WE, SAVANNAH PLANTATION HOMES, LTD, OWNERS OF THE PROPERTY SUBDIVIDED IN THE MAP HEREON OF THE "REPLAT OF THE RESERVE, BLOCK 1 OF THE RE-PLAT OF SAVANNAH PLANTATION, SECTION FOUR", CONTAINING 1.941 ACRES, DO HEREBY MAKE SUBDIVISION OF SAID PROPERTY, ACCORDING TO THE PROPERTY LINES, LOTS, BUILDING LINES, AND EASEMENTS SHOWN HEREON, AND DO HEREBY DEDICATE FOREVER FOR THE USE OF THE PUBLIC, AS SUCH, THE LAND SHOWN HEREON AS HEREBY DEDICATED TO THE PUBLIC FOR EASEMENT AND RIGHT-OF-WAY, AND DO HEREBY WAIVE ALL CLAIMS FOR DAMAGES OCCASIONED BY THE ESTABLISHMENT OF GRADES, AS APPROVED, FOR THE EASEMENT DEDICATED, OR OCCASIONED BY THE ALTERATION OF THE SURFACE, OF AND PORTION OF THE DRAINAGE EASEMENTS TO CONFORM TO SUCH GRADES, AND DO HEREBY BIND OURSELVES, OUR HEIRS, SUCCESSORS, AND ASSIGNS TO WARRANT AND FOREVER DEFEND THE TITLE TO THE LAND SO DEDICATED, SUBJECT, TO ALL MATTERS OF RECORD.

THIS IS TO CERTIFY THAT THE OWNERS OF THE PROPERTY SUBDIVIDED AS SHOWN UPON THE FOREGOING MAP OF THE "REPLAT OF THE RESERVE, BLOCK ONE OF THE RE-PLAT OF SAVANNAH PLANTATION, SECTION FOUR" HAVE COMPLIED OR WILL COMPLY WITH ALL RULES AND REGULATIONS OF THE CITY OF ALVIN.

WITNESS MY HAND IN _____ COUNTY, TEXAS
THIS _____ DAY OF _____, 2020.

BY: _____
_____, TITLE

STATE OF TEXAS
COUNTY OF BRAZORIA

BEFORE ME, THE UNDERSIGNED AUTHORITY, ON THIS DAY PERSONALLY APPEARED _____ KNOWN TO ME TO BE THE PERSON WHOSE NAME IS SUBSCRIBED TO THE FOREGOING INSTRUMENT, AND ACKNOWLEDGED TO ME THAT HE EXECUTED THE SAME FOR THE PURPOSES AND CONSIDERATION THEREIN SET FORTH.

GIVEN UNDER MY HAND AND SEAL OF OFFICE, THIS _____ DAY OF _____, 2020.

NOTARY PUBLIC IN AND FOR _____ COUNTY, TEXAS.
MY COMMISSION EXPIRES: _____

SUBDIVISION APPROVED

THIS IS TO CERTIFY THAT THE CITY COUNCIL OF THE CITY OF ALVIN, TEXAS HAS APPROVED THIS PLAT AND SUBDIVISION OF THE "REPLAT OF THE RESERVE, BLOCK 1 OF THE RE-PLAT OF SAVANNAH PLANTATION, SECTION FOUR" AND IS IN CONFORMANCE WITH THE LAWS OF THE STATE OF TEXAS AND THE ORDINANCES OF THE CITY OF ALVIN AS SHOWN HEREON AND AUTHORIZES THE RECORDING OF THIS PLAT THIS _____ DAY OF _____, 2020.

PAUL HORN
MAYOR

MICHELLE H. SEGOVIA, P.E., CFM
CITY ENGINEER

DIXIE ROBERTS
CITY SECRETARY

STATE OF TEXAS
COUNTY OF BRAZORIA

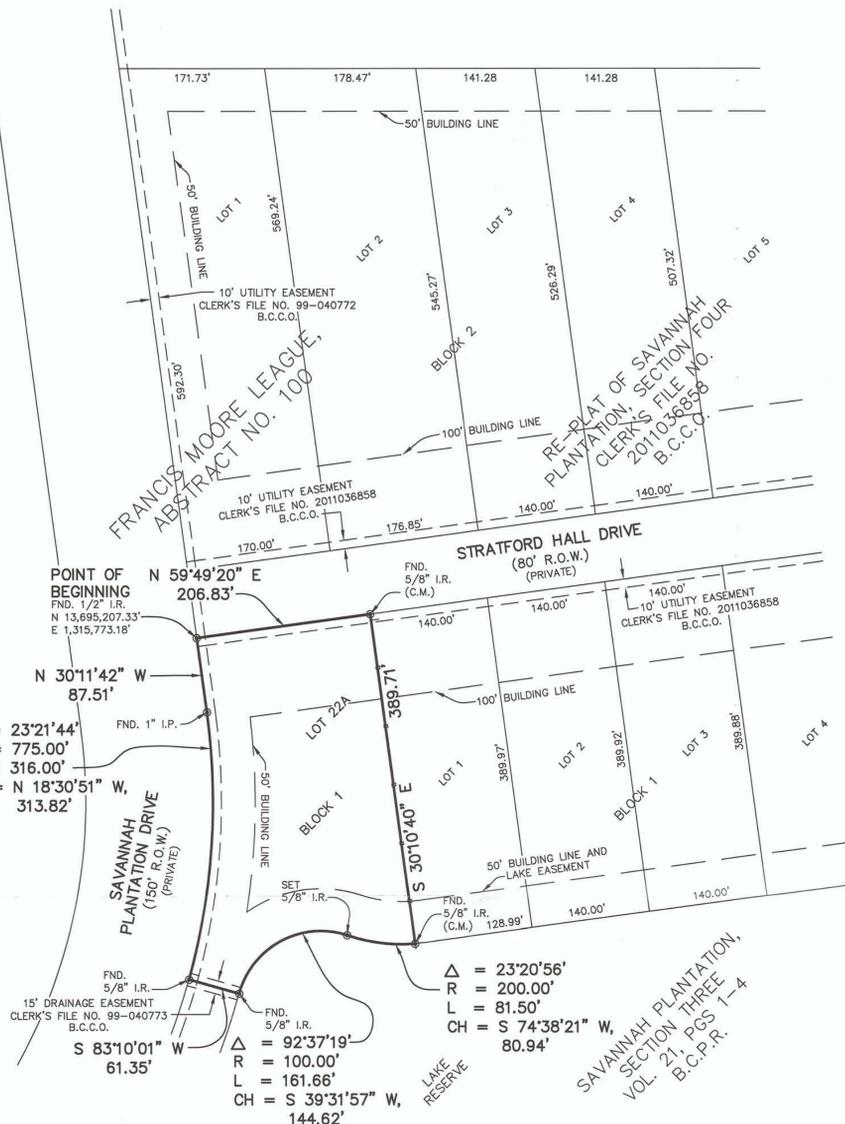
I, JOYCE HUDMAN, COUNTY CLERK, BRAZORIA COUNTY, TEXAS DO HEREBY CERTIFY THAT THE WITHIN INSTRUMENT WITH ITS AUTHENTICATION WAS FILED FOR REGISTRATION IN MY OFFICE ON _____, 2020, AT _____ O'CLOCK _____ M IN DOCUMENT NUMBER _____ BRAZORIA COUNTY CLERK'S OFFICE.

WITNESS MY HAND AND SEAL OF OFFICE, AT RICHMOND, TEXAS, THE DAY AND DATE LAST WRITTEN ABOVE

JOYCE HUDMAN
COUNTY CLERK
BRAZORIA COUNTY, TEXAS

NOTES:

1. BEARINGS AND GRID COORDINATE SHOWN HEREON ARE BASED ON THE TEXAS COORDINATE SYSTEM OF 1983, SOUTH CENTRAL ZONE. DISTANCES ARE SURFACE. SCALE FACTOR: 0.99987.
2. ACCORDING TO FEMA FIRM MAP NUMBER 48039C0280 H, DATED JUNE 5, 1989, THE SUBJECT TRACT LIES IN AN UNSHADED ZONE "X" AREA AND OUTSIDE THE 100-YEAR FLOOD PLAN. THIS DESIGNATION IS BASED ON SCALING FROM THE F.I.R.M. ALL FLOODPLAIN INFORMATION NOTED HEREON REFLECTS THE STATUS PER THE FEMA FIRM MAP THAT IS EFFECTIVE AT THE TIME THIS PLAT IS RECORDED. FLOODPLAIN STATUS IS SUBJECT TO CHANGE AS FEMA FIRM MAPS ARE UPDATED.
3. THIS PLAT HAS BEEN PREPARED TO MEET THE REQUIREMENTS OF THE STATE OF TEXAS, BRAZORIA COUNTY AND THE CITY OF ALVIN.
4. THIS PLAT HAS BEEN PREPARED UTILIZING A COMMITMENT FOR TITLE INSURANCE PROVIDED BY CHICAGO TITLE INSURANCE COMPANY, G.F. NO. CTH-FRW-CIT19710402C, HAVING AN EFFECTIVE DATE OF DECEMBER 18, 2019.
5. ALL SUBDIVISION COMMON AREAS, INCLUDING BUT NOT LIMITED TO, DETENTION FACILITIES, EASEMENTS, AND OPEN SPACE WITHIN THE BOUNDARIES OF THIS PLAT SHALL BE MAINTAINED BY A HOMEOWNERS ASSOCIATION, COMMERCIAL PROPERTY ASSOCIATION OR OTHER ENTITY AND SHALL NOT BE THE RESPONSIBILITY OF THE CITY OF ALVIN OR BRAZORIA COUNTY.
6. ANY CONSTRUCTION PROPOSED TO BE INSTALLED WITHIN A PROPERTY EASEMENT WITH PRESCRIBED RIGHTS TO A PRIVATE ENTITY SHALL REQUIRE THE PERMISSION OF THE PRIVATE ENTITY PRIOR TO THE START OF CONSTRUCTION. FAILURE TO SECURE SUCH PERMISSION MAY RESULT IN THE RIGHT HOLDER(S) OF THE EASEMENT REMOVING ANY UNAPPROVED PAVEMENT, STRUCTURES, UTILITIES, OR OTHER FACILITIES LOCATED WITHIN THE EASEMENT. THE RESPONSIBILITY OF SECURING APPROVAL FROM THE PRIVATE ENTITIES TO BUILD WITHIN AN EASEMENT IS SOLELY THAT OF THE PROPERTY OWNER.
7. IN MAY, 2005, COMMISSIONERS' COURT REQUIRED THE ELEVATION TO BE SET AT 2 FEET ABOVE THE FEMA ELEVATION BASED ON THE LARGE AMOUNT OF DEVELOPMENT IN THE COUNTY AND TO COMPLY WITH THE COUNTYWIDE DRAINAGE CRITERIA FOR NEW SUBDIVISIONS. IF THE PROPERTY IS NOT LOCATED IN A FLOOD HAZARD AREA, THE REQUIREMENT WILL BE RECOMMENDED TO BE 24-INCHES ABOVE EXISTING GRADE.
8. ANY PROPOSED DRAINAGE SYSTEM FOR THIS SUBDIVISION SHALL BE DESIGNED TO MEET THE REQUIREMENTS OF THE CITY OF ALVIN AND BRAZORIA COUNTY, AND MAINTENANCE OF ANY DRAINAGE SYSTEM WILL BE THE RESPONSIBILITY OF THE OWNER.
9. DRAINAGE EASEMENTS MAY BE USED BY ANY GOVERNMENTAL BODY FOR THE PURPOSES OF DRAINAGE WORK, PROVIDED THE DISTRICT IS PROPERLY NOTIFIED. NO BUILDING PERMITS WILL BE ISSUED UNTIL ALL STORM DRAINAGE IMPROVEMENTS HAVE BEEN CONSTRUCTED.
10. THIS SUBJECT TRACT IS NOT IN A MUNICIPAL UTILITY DISTRICT (MUD).
11. THE SUBJECT TRACT IS LOCATED ENTIRELY WITHIN THE CITY OF ALVIN ETJ.
12. SIDEWALKS MUST BE CONSTRUCTED AS PART OF THE ISSUANCE OF A BUILDING PERMIT FOR THIS TRACT, IF REQUIRED.
13. THE PURPOSE OF THIS REPLAT IS TO DESIGNATE THE RESERVE, BLOCK ONE AS A RESIDENTIAL LOT.



STATE OF TEXAS §
COUNTY OF BRAZORIA §

METES AND BOUNDS DESCRIPTION OF A 1.941-acre tract in the Francis Moore League, Abstract No. 100 in the City of Alvin ETJ, Brazoria County, Texas. Said 1.941-acre tract is all of the Reserve of Block 1 of the Re-plot of Savannah Plantation, Section Four as recorded in Clerk's File No. 2011036858 in the Brazoria County Clerk's Office. Said 1.941-acre tract is that same tract of land described in a deed to Savannah Plantation Homes, Ltd. as recorded in 2018064929 and 2015058078 in the Brazoria County Clerk's Office and is more particularly described by metes and bounds as follows:

BEGINNING at a 1/2-inch iron rod found for the point of intersection of the south right-of-way line of Stratford Hall Drive (private), based on a width of 80 feet, with the east right-of-way line of Savannah Plantation Drive (private), based on a width of 150 feet, said point is the northwest corner of said Reserve and has a Texas State Plane grid coordinate of N 13,695,207.33, E 3,135,773.18;

THENCE, North 59°49'20" East, along the south line of said Stratford Hall Drive, same being the north line of said Reserve for a distance of 206.83 feet to a 5/8-inch iron rod found for the northeast corner of said Reserve, said point is the northwest corner of Lot 1, Block 1 of the aforementioned Re-plot of Savannah Plantation, Section Four;

THENCE, South 30°10'40" East, along the east line of said Reserve, same being the west line of said Lot 1 for a distance of 389.71 feet to a 5/8-inch iron rod found for the southeast corner of said Reserve, said point is in the north line of a Lake Reserve as dedicated on the Savannah Plantation, Section Three as recorded in Volume 21, Pages 1-4 in the Brazoria County Plat Records, said point is in a curve to the right;

THENCE, along the south line of said Reserve, same being the north line of said Lake Reserve and with said curve to the right, having a radius of 200.00 feet, an included angle of 23°20'56" (chord bears South 74°38'21" West, 80.94 feet), for an arc length of 81.50 feet to a 5/8-inch iron rod set for the point of reverse curvature;

THENCE, continuing long the south line of said Reserve, same being the north line of said Lake Reserve and with a curve to the left, having a radius of 100.00 feet, an included angle of 92°37'19" (chord bears South 39°31'57" West, 144.62 feet), for an arc length of 161.66 feet to a 5/8-inch iron rod found for the most southerly corner of said Reserve;

THENCE, South 30°10'40" West, continuing long the south line of said Reserve, same being the north line of said Lake Reserve for a distance of 81.35 feet to a 5/8-inch iron rod found in the east line of the aforementioned Savannah Plantation Drive, said point is the southwest corner of said Reserve and is in a curve to the left;

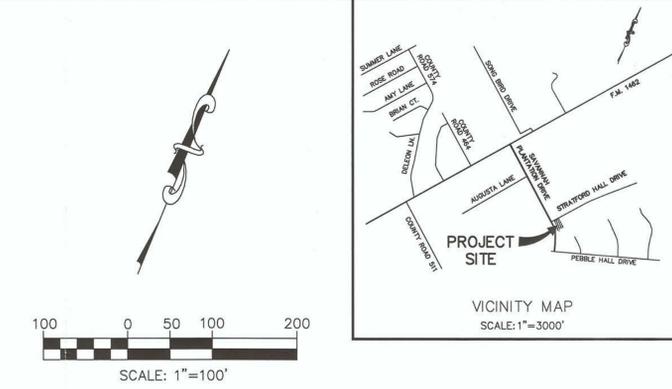
THENCE, along the west line of said Reserve, same being the east line of said Savannah Plantation Drive and with said curve to the left, having a radius of 775.00 feet, an included angle of 23°21'44" (chord bears North 18°30'51" West, 313.82 feet), for an arc length of 316.00 feet to a 1-inch iron pipe found for the point of tangency;

THENCE, North 30°11'42" West, continuing long the west line of said Reserve, same being the east line of said Savannah Plantation Drive for a distance of 87.51 feet to the POINT OF BEGINNING, containing a computed area of 1,941-acres (84,538 square feet).

CERTIFICATE OF SURVEYOR

I, MICHAEL D. WILSON, AM REGISTERED UNDER THE LAWS OF THE STATE OF TEXAS TO PRACTICE THE PROFESSION OF SURVEYING AND HEREBY CERTIFY THAT THE ABOVE SUBDIVISION IS TRUE AND CORRECT; WAS PREPARED FROM AN ACTUAL SURVEY OF THE PROPERTY MADE UNDER MY SUPERVISION ON THE GROUND; THAT ALL BOUNDARY CORNERS, ANGLE POINTS, POINTS OF CURVATURE AND OTHER POINTS OF REFERENCE HAVE BEEN MARKED WITH IRON (OR OTHER SUITABLE PERMANENT METAL) PIPES OR RODS HAVING AN OUTSIDE DIAMETER OF NOT LESS THAN FIVE-EIGHTH (5/8) INCH AND A LENGTH OF NOT LESS THAN TWO (2) FEET, UNLESS OTHERWISE NOTED.

Michael D. Wilson
MICHAEL D. WILSON
REGISTERED PROFESSIONAL
LAND SURVEYOR NO. 4821



LEGEND

B.C.D.R.	BRAZORIA COUNTY DEED RECORDS
B.C.M.R.	BRAZORIA COUNTY MAP RECORDS
(C.M.)	CONTROL MONUMENT
FND	FOUND
R.O.W.	RIGHT-OF-WAY
I.P.	IRON PIPE
I.R.	IRON ROD
SQ. FT.	SQUARE FEET
	POWER POLE
	MANHOLE
	TELEPHONE PEDESTAL
	WATER METER
	WATER VALVE
	TOP BANK
	WOOD FENCE
	CONCRETE PAVING

REPLAT # 2
OF
**SAVANNAH PLANTATION,
SECTION FOUR**
BEING A REPLAT OF THE RESERVE,
BLOCK ONE OF SAVANNAH
PLANTATION, SECTION FOUR

A SUBDIVISION OF 1.941 ACRES LOCATED IN THE FRANCIS MOORE LEAGUE, ABSTRACT NO. 100 IN THE CITY OF ALVIN ETJ, BRAZORIA COUNTY, TEXAS

1 BLOCK 1 LOT
JANUARY 15, 2020

7702 STRATFORD HALL DRIVE
ROSHARON, TEXAS 77583

OWNER:
SAVANNAH PLANTATION HOMES, LTD
7714 ROSHARON, TEXAS 77583
PHONE: (281) 910-5689

PREPARED BY:

THE WILSON SURVEY GROUP
PROFESSIONAL LAND SURVEYORS
2006 E. BROADWAY PEARLAND, TEXAS
(281) 485-3991 FAX (281) 485-3998
CONTACT: CHRIS L. HENDRICK WSG JOB NO. 19-174



AGENDA COMMENTARY

Meeting Date: 2/6/2020

Department: City Secretary

Contact: Dixie Roberts, City Secretary

Agenda Item: Consider a contract for Election Services with Joyce Hudman, County Clerk, Brazoria County, Texas, for the May 2, 2020 General and Special Election; and authorize the Mayor to sign subject to legal review.

Type of Item: Ordinance Resolution Contract/Agreement Public Hearing Plat Discussion & Direction Other

Summary: This is a contract for election services with Brazoria County to conduct the May 2, 2020 General Election for the Mayor and City Council District E. This contract is similar to the contract authorized by City Council every year to conduct the City's election. The cost for this General Election could range anywhere from \$5,000 to \$10,000. The cost depends on the number of registered voters and how many other jurisdictions will be holding a May election. Brazoria County now has a pricing sheet (attached) for each item needed for the election. The City Secretary's Office will handle all the required notices, filings, and general paperwork as required by state election law.

Historical Election Cost (General May Election):

May 2016: \$6,150

May 2017: \$9,200

May 2018: \$4,660

May 2019: \$7,200

Early voting and Election Day voting will be held at the Alvin Library. Registered voters may vote at any Early Voting location within Brazoria County during Early Voting and may vote at any Brazoria County Voting Center on Election Day.

Staff recommends approval of said contract.

Funding Expected: Revenue Expenditure N/A **Budgeted Item:** Yes No N/A

Funding Account: CSO/Elections **Amount:** \$5,000-\$10,000 **1295 Form Required?** Yes No

Legal Review Required: N/A Required **Date Completed:** 1/29/2020 SLH

Supporting documents attached:

- Election Contract with Exhibits
- Election Pricing Sheet

Recommendation: Move to approve a contract for Election Services with Joyce Hudman, County Clerk, Brazoria County, Texas for the May 2, 2020 General and Special Election; and authorize the Mayor to sign subject to legal review.

Reviewed by Department Head, if applicable

Reviewed by City Attorney, if applicable

Reviewed by Chief Financial Officer, if applicable

Reviewed by City Manager

JOINT CONTRACT FOR ELECTION SERVICES

THIS CONTRACT (this "Agreement") is made effective as of the Effective Date (as defined below), by and between the CITY OF ALVIN, TEXAS, acting by and through its governing body, hereinafter referred to as "Political Subdivision," and County Clerk of Brazoria County, Texas, hereinafter referred to as "County," and by authority of Section 31.092(a), Texas Election Code, and Chapter 791, Texas Local Government Code, for the conduct and supervision of the Political Subdivision's election to be held on MAY 2, 2020. Political Subdivision and County may be referred to individually as a "Party" and collectively as "the Parties."

This contract is made by and between the CITY OF ALVIN, TEXAS, acting by and through its governing body, hereinafter referred to as "Political Subdivision," and the County Election Officer of Brazoria County, defined by statute as the County Clerk through the authority set forth in Texas Election Code §§31.091 and 31.092. The purpose of this contract is for the performance of election services as authorized by statute. This contract shall serve as the general contract for each election for which the Political Subdivision requests the assistance of the County Clerk. Provisions specific to each particular election will be included as an attachment to the original contract. Political Subdivision and County Clerk may be referred to individually as "Party" or collectively as "Parties."

RECITALS

The County Clerk has care, custody, and control over the electronic voting system, the Hart InterCivic Verity Voting System (Version 6.1), which has been duly approved by the Secretary of State pursuant to Texas Election Code Chapter 122, as amended, and is compliant with the accessibility requirements set forth by Texas Election Code Section 61.012. Political Subdivision desires to use the electronic voting system and to compensate the County Clerk for such use and to share in certain other expenses connected with joint elections in accordance with the applicable provisions of Chapters 31 and 271 of the Texas Election Code.

NOW, THEREFORE, in consideration of the mutual covenants, agreements, and benefits to the parties, IT IS AGREED as follows:

I. ADMINISTRATION

The Parties agree to hold a "Joint Election" in accordance with Chapter 271 of the Texas Election Code and this Agreement. The County Clerk shall coordinate, supervise, and handle all aspects of administering the Joint Election as provided in this Agreement. Political Subdivision agrees to pay County Clerk for equipment, supplies, services, and administrative costs as provided in this Agreement. The County Clerk shall serve as the administrator for the Joint Election; however, the Political Subdivision shall remain responsible for the decisions and actions of its officers necessary for the lawful conduct of its election. The County Clerk shall provide advisory services in connection with decisions to be made and actions to be taken by the officers of the Political Subdivision.

It is understood that other political subdivisions may wish to participate in the use of the electronic voting system and polling places, and it is agreed that the County Clerk may enter into

other joint election agreements and contracts for election services for those purposes on terms and conditions set forth in the Election Code. Political Subdivision agrees that County Clerk may enter into joint election agreements with other political subdivisions that may have territory located partially or wholly within the boundaries of Political Subdivision, and, in such case, all parties sharing common territory shall share a joint ballot on the electronic voting system at the applicable polling places. In such cases, total costs shall be divided among the participants.

At each polling location, joint participants shall share voting equipment and supplies to the extent possible. The participating parties shall share a mutual ballot in those precincts where jurisdictions overlap. However, in no instance shall a voter be permitted to receive a ballot containing an office or proposition stating a measure on which the voter is ineligible to vote. Multiple ballot styles shall be available in those shared polling places where jurisdictions do not overlap.

II. LEGAL DOCUMENTS

Political Subdivision shall be responsible for the preparation, adoption, and publication of all required election orders, resolutions, notices, and any other pertinent documents required by the Texas Election Code or Political Subdivision's governing body, charter, or ordinances. With reference to publications, the County Clerk will publish the "Notice of Test of Automatic Tabulating Equipment" and the "Notice of Election." If a Political Subdivision is holding any type of Special Election, the Political Subdivision may have to publish their own "Notice of Election" in order to meet additional requirements. Please advise the County Clerk's Elections Office if the Political Subdivision must publish a separate notice so the Political Subdivision's notice is not included in the Notice published by the County Clerk.

Preparation of the necessary materials for notices and the official ballot shall be the responsibility of each participating authority, including translation to languages other than English. Each participating authority shall provide a copy of their respective election orders and notices to the County Clerk's Election Department.

III. STATUTORY COMPLIANCE

Political subdivisions shall follow all applicable State and Federal laws related to elections, including, but not limited to, Section 52.072 of the Election Code, which states in part, "A proposition shall be printed on the ballot in the form of a single statement..." **Failure to do so may prohibit the political subdivision's participation in a Joint Election.**

IV. VOTING LOCATIONS

The County Clerk's Election Office shall select and arrange for the use of and payment for all election day voting locations. Voting locations will be, whenever possible, the usual voting location for each election precinct in elections conducted by the county. The proposed voting locations are listed in Attachment "A" of this agreement. In the event a voting location is not available, the Elections Department will arrange for use of an alternate location with the approval of the Political Subdivision. The Elections Department shall notify the Political Subdivision of any changes from the locations listed in Attachment "A".

If polling places for the joint election in Attachment "A" are different from the polling place(s) used by Political Subdivision in its most recent election, Political Subdivision agrees to post a notice no later than the date of the election described in Attachment "A", at the entrance to any previous polling places in the jurisdiction, stating that the polling location has changed, and stating the political subdivision's polling place name(s) and address(s) in effect for the election described in Attachment "A". Any changes in voting location from those that were used in the most recent COUNTYWIDE JOINT election will be posted by the County Clerk's Election Office.

V. ELECTION JUDGES, CLERKS, AND OTHER ELECTION PERSONNEL

The Brazoria County Commissioners Court shall be responsible for the appointment of the presiding judge and alternate judge for each polling location in accordance with Chapter 32 of the Texas Election Code. In the event an emergency appointment is necessary, appointment shall be made in accordance with Election Code §32.007, which authorizes the presiding officer of the Brazoria County Commissioners Court to make an emergency appointment. Should that officer not be available, the County Clerk's office shall make emergency appointments of election officials. Upon request by the County Clerk, Political Subdivision agrees to assist in recruiting polling place officials who are bilingual (fluent in both English and Spanish).

The County's Elections Department shall notify all election judges of the eligibility requirements of Subchapter C of Chapter 32 of the Texas Election Code and will take the necessary steps to ensure that all election judges appointed for the Joint Election are eligible to serve.

The County Clerk shall arrange for the training and compensation of all election judges and clerks. The Elections Department shall arrange for the date, time, and place for the presiding election judge to pick up their election supplies. Each presiding election judge will be sent a letter from the Elections Department notifying him of his appointment, the time and location of training and distribution of election supplies, and the number of election clerks that the presiding judge may appoint.

Each election judge will receive compensation at an hourly rate of \$12.00. Each election clerk will receive compensation at an hourly rate of \$10.00. The election judge will receive an additional sum of \$25.00 for picking up the election supplies prior to Election Day and for returning the supplies and equipment to the central counting station after the polls close. All judges and clerks who attend training will be compensated at an hourly rate of \$8.00 as compensation for same.

It is agreed by all Parties that at all times and for all purposes hereunder, all election judges, clerks, and all other personnel involved in this election are temporary part-time employees subject only to those benefits available to such employees.

VI. PREPARATION OF SUPPLIES AND VOTING EQUIPMENT

The County Clerk Elections Department shall arrange for all election supplies and voting equipment including, but not limited to, official ballots, sample ballots, voter registration lists, and all forms, signs and other materials used by the election judges at the voting locations. At each polling location, joint participants shall share voting equipment and supplies to the extent possible. The participating parties shall share a mutual ballot in those precincts where jurisdictions overlap. However, in no instance shall a voter be permitted to receive a ballot containing an office or proposition stating a measure on which the voter is ineligible to vote. Multiple ballot styles shall be available in those shared polling places where jurisdictions do not overlap. The County Clerk Elections Department shall provide the necessary voter registration information, instructions, and other information needed to enable the election judges in the voting locations that have more than one ballot style to conduct a proper election. If special maps are needed for a particular Political Subdivision, the County Clerk Election Department will order the maps and pass that charge on to that particular Political Subdivision.

Political Subdivision shall furnish the County Clerk a list of candidates and/or propositions showing the order and the exact manner in which the candidate names and/or proposition(s) are to appear on the official ballot (including titles and text in each language in which the authority's ballot is to be printed). THE POLITICAL SUBDIVISION SHALL ALSO PROVIDE A COPY OF EACH CANDIDATE'S APPLICATION TO THE COUNTY CLERK ELECTIONS OFFICE. This list shall be delivered to the County Clerk Elections Department as soon as possible after ballot positions have been determined by each of the participating authorities. Each participating authority shall be responsible for proofreading and approving the ballot insofar as it pertains to that authority's candidates and/or propositions.

VII. EARLY VOTING

The Parties agree to conduct joint early voting and to appoint the County Clerk as the Early Voting Clerk in accordance with Sections 31.097 and 271.006 of the Texas Election Code. Political Subdivision agrees to appoint the County Clerk's permanent county employees as deputy early voting clerks. The Parties further agree that each Early Voting Location will have an "Officer in Charge" who will receive compensation at an hourly rate of \$12.00. The clerks at each location will receive compensation at an hourly rate of \$10.00. Early Voting by personal appearance will be held at the locations, dates, and times listed in Attachment "B" of this document. Any qualified voter of the Joint Election may vote early by personal appearance at any one of the joint early voting locations.

As Early Voting Clerk, the County Clerk shall receive applications for early voting ballots to be voted by mail in accordance with Chapter 86 of the Texas Election Code. Any requests for early voting ballots to be voted by mail received by the Political Subdivision shall be forwarded immediately by fax or courier to the Elections Department for processing.

The County Clerk Elections Department shall, upon request, provide the Political Subdivision a copy of the early voting report on a daily basis and a cumulative final early voting report following the election.

VIII. EARLY VOTING BALLOT BOARD

The County Clerk shall appoint an Early Voting Ballot Board (EVBB) to process early voting results from the Joint Election. The Presiding Judge, with the assistance of the County Clerk Elections Department, shall appoint two or more additional members to constitute the EVBB. The County Clerk Elections Department shall determine the number of EVBB members required to efficiently process the early voting ballots.

IX. CENTRAL COUNTING STATION AND ELECTION RETURNS

The County shall be responsible for establishing and operating the central counting station to receive and tabulate the voted ballots in accordance with the provisions of the Texas Election Code and of this agreement.

The participating authorities hereby, in accordance with Section 127.002, 127.003, and 127.5 of the Texas Election Code, appoint the following central counting station officials:

Counting Station Manager:	Lisa Mujica
Alternate Counting Station Manager:	Brandy Pena
Tabulation Supervisor:	Susan Cunningham
Alternate Tabulation Supervisor:	Patricia DeVille
Presiding Judge:	Tamara Reynolds
Alternate Presiding Judge:	Dottie Cornett

The County Clerk Elections Department will prepare the unofficial canvass reports after all precincts have been counted and will deliver a copy of the unofficial canvass to the Political Subdivision as soon as possible after all returns have been tabulated. All participating authorities shall be responsible for the official canvass of their respective elections.

The County Clerk Elections Department shall be responsible for conducting the post-election manual recount required by Section 127.201 of the Texas Election Code unless a waiver is granted by the Secretary of State. Notification and copies of the recount, if waiver is denied, will be provided to each participating authority and the Secretary of State's Office.

The County Clerk Elections Department shall submit all Cities' precinct by precinct returns to the Texas Secretary of State's Office electronically.

The County Clerk Elections Department shall post all election night results to County website on election night. <http://www.Brazoriacountyvotes.com>.

X. ELECTION EXPENSES AND ALLOCATION OF COSTS

The Parties agree to share the costs of administering the Joint Election. Allocation of costs, unless specifically stated otherwise, is mutually agreed to be shared. The County participates in "Vote Centers," therefor all political subdivisions can vote at any location.

It is agreed that the normal rental rate charged for the County's voting equipment used on election day shall be calculated per polling locations and among the participants utilizing each polling location. (See "Exhibit 1" for rental rates.) Total cost will be calculated, and then multiplied by the Political Subdivisions percentage number of registered voters or with the minimum of \$1500.00, for those with lesser amount.

Costs for Early Voting by Personal Appearance will also be charge with the same formula as Election Day. Those political subdivisions with the percentage of registered voters less than amount equal to \$1500.00 charged will be a minimum amount of \$1,500.00.

Political Subdivision contracting for a runoff shall be responsible for all associated costs.

XI. WITHDRAWAL FROM CONTRACT DUE TO CANCELLATION OF ELECTION

Political Subdivision may withdraw from this agreement and the Joint Election should it cancel its election in accordance with Sections 2.051 - 2.053 of the Texas Election Code, or should it be later ruled that the election is not needed. Political Subdivision is fully liable for any expenses incurred by County Clerk on behalf of the Political Subdivision. Any monies deposited with the county by the withdrawing authority shall be refunded, minus the aforementioned expenses.

XII. RECORDS OF THE ELECTION

The County Clerk is hereby appointed general custodian of the voted ballots and all records of the Joint Election as authorized by Section 271.010 of the Texas Election Code.

Access to the election records shall be available to each participating authority, as well as to the public, in accordance with applicable provisions of the Texas Election Code and the Texas Public Information Act. The election records shall be stored at the offices of the County Clerk or at an alternate facility used for storage of county records. The County Clerk Elections Department shall ensure that the records are maintained in an orderly manner so that the records are clearly identifiable and retrievable.

Records of the election shall be retained and disposed of in accordance with the provisions of Section 66.058 of the Texas Election Code. If records of the election are involved in any pending election contest, investigation, litigation, or open records request, the County Clerk shall maintain the records until final resolution or until final judgment, whichever is applicable. It is the responsibility of each participating authority to bring to the attention of the County Clerk any notice of pending election contest, investigation, litigation or open records request which may be filed with the participating authority.

XIII. RECOUNTS

A recount may be obtained as provided by Title 13 of the Texas Election Code. Political Subdivision agrees that any recount shall take place at the offices of the County Clerk and that the County Clerk shall serve as Recount Supervisor and the Political Subdivision's official or employee who performs the duties of a secretary under the Texas Election Code shall serve as Recount Coordinator.

The County Clerk Elections Department agrees to provide advisory services to the Political Subdivision as necessary to conduct a proper recount and cost of the recount depends on the size of the election and number of precincts to be recounted.

XIV. MISCELLANEOUS PROVISIONS

1. It is understood that to the extent space is available, that other districts and political subdivisions may wish to participate in the use of the election equipment and voting places; it is agreed that the County Clerk may contract with such other districts or political subdivisions for such purposes, and that in such event, there may be an adjustment of the pro-rata share to be paid to the County by the participating authorities.
2. The County Clerk shall file copies of this document with the County Treasurer and the County Auditor in accordance with Section 31.099 of the Texas Election Code.
3. In the event that legal action is filed contesting the Political Subdivision's election under Title 14 of the Texas Election Code, Political Subdivision shall choose and provide, at its own expense, legal counsel for the County, the County Clerk, and additional election personnel as necessary.
4. Nothing in this contract prevents any party from taking appropriate legal action against any other party and/or other election personnel for a breach of this contract or a violation of the Texas Election Code; however, any action taken is subject to any immunity provided by statute or common law to governmental entities. For purposes of this contract, the County Clerk's office is acting as a governmental entity covered by any immunity available to Brazoria County.
5. The parties agree that under the Constitution and laws of the State of Texas, neither Brazoria County nor Political Subdivision can enter into an agreement whereby either party agrees to indemnify or hold harmless another party; therefore, all references of any kind, if any, to indemnifying or holding or saving harmless for any reason are hereby deleted.
6. This agreement shall be construed under and in accord with the laws of the State of Texas, and all obligations of the parties created hereunder are performable in Brazoria County, Texas.
7. In the event of one or more of the provisions contained in this Agreement shall for any reason be held to be invalid, illegal, or unenforceable in any respect, such invalidity, illegality, or unenforceability shall not affect any other provision hereof and this agreement shall be construed as if such invalid, illegal, or unenforceable provision had never been contained herein.
8. All parties shall comply with all applicable laws, ordinances, and codes of the State of Texas, all local governments, and any other entities with local jurisdiction.
9. The waiver by any party of a breach of any provision of this agreement shall not operate as or be construed as a waiver of any subsequent breach.

10. Any amendments of this agreement shall be of no effect unless in writing and signed by all parties hereto.
11. **Authorization of Agreement**. This Agreement has been approved and authorized by the governing body of the Political Subdivision.
12. **Purpose, Terms, Rights, and Duties of the Parties**. The purpose, terms, rights, and duties of the Parties shall be as set forth in this Agreement.
13. **Payments from Current Revenues**. Each Party paying for the performance of governmental functions or services must make those payments from current revenues available to that paying Party.
14. **Fair Compensation**. The Parties acknowledge and agree that each of the payments contemplated by this Agreement fairly compensate the performing Party.
15. **Termination**. At any time and for any reason, either Party may terminate this Agreement by providing thirty (30) days' written notice of termination to the other Party.
16. **Funding**. The Parties understand and acknowledge that the funding of this Agreement is contained in each Party's annual budget and is subject to the approval of each Party in each fiscal year. The Parties further agree that should the governing body of any Party fail to approve a budget that includes sufficient funds for the continuation of this Agreement, or should the governing body of any Party fail to certify funds for any reason, then and upon the occurrence of such event, this Agreement shall automatically terminate as to that Party and that Party shall then have no further obligation to the other Party. When the funds budgeted or certified during any fiscal year by a Party to discharge its obligations under this Agreement are expended, the other Party's ***sole and exclusive remedy*** shall be to terminate this Agreement.
17. **No Joint Enterprise**. The Agreement is not intended to, and shall not be construed to, create any joint enterprise between or among the Parties.
18. **Public Information**. This Agreement is public information. To the extent, if any, that any provision of this Agreement is in conflict with Texas Government Code Chapter 552, et seq., as amended (the "Texas Public Information Act"), such provision shall be void and have no force or effect.
19. **No Third-Party Beneficiaries**. This Agreement is entered solely by and between and may be enforced only by and among the Parties. Except as set forth herein, this Agreement shall not be deemed to create any rights in, or obligations to, any third parties.
20. **No Personal Liability**. Nothing in this Agreement shall be construed as creating any personal liability on the part of any employee, officer, or agent of any Party to this Agreement.

21. Nothing in this Agreement requires that either the Political Subdivision or County incur debt, assess or collect funds, or create a sinking fund.

22. **Sovereign Immunity Acknowledged and Retained. THE PARTIES EXPRESSLY ACKNOWLEDGE AND AGREE THAT NO PROVISION OF THIS AGREEMENT IS IN ANY WAY INTENDED TO CONSTITUTE A WAIVER BY ANY PARTY OF ANY IMMUNITY FROM SUIT OR LIABILITY THAT A PARTY MAY HAVE BY OPERATION OF LAW. THE CITY AND THE COUNTY RETAIN ALL GOVERNMENTAL IMMUNITIES.**

XV. COST ESTIMATES AND DEPOSIT OF FUNDS

It is estimated that the Political Subdivision’s obligation under the terms of this agreement shall be DETERMINED AFTER THE ELECTION. Political Subdivision agrees to pay to County a deposit of \$4,500.00. This deposit shall be paid to County within 10 business days after the final candidate filing deadline. The final candidate filing deadline is February 18, 2020. Therefore, deposit is due by **MARCH 3, 2020.** The exact amount of the Political Subdivision’s obligation under the terms of this Agreement shall be calculated after the MAY 2, 2020, election; and if the amount of the Political Subdivision’s obligation exceeds the amount deposited, the Political Subdivision shall pay to County the balance **due within thirty (30) days after receipt of the final invoice from the County’s Election Department.** However, if the amount of the Political Subdivision’s obligation is less than the amount deposited, County shall refund to the Political Subdivision the excess amount paid within thirty (30) days after final costs are calculated.

IN TESTIMONY HEREOF, this agreement, its multiple originals all of equal force, has been executed on behalf of the parties.

(1) On the _____ day of _____, 2020 been executed on behalf of the County Clerk by the County Clerk pursuant to the Texas Election Code;

(2) On the _____ day of _____, 2020 been executed on behalf of the Political Subdivision by its Mayor or authorized representative, pursuant to an action of the Political Subdivision.

BRAZORIA COUNTY, COUNTY CLERK by

Joyce Hudman, County Clerk

ATTEST:

CITY OF ALVIN, TEXAS

_____ By _____
Presiding Officer or Authorized Representative
CITY OF ALVIN

ATTACHMENT "A" - SUBJECT TO CHANGE		
ELECTION DAY POLLING LOCATIONS MAY 2, 2020		
HOME PCT #	POLLING PLACE	
1	East Annex (Old Walmart), 1524 E Mulberry, Angleton	
2	Precinct 4 Building #2, 121 N 10th St, West Columbia	
4	Brazoria Library, 620 S Brooks, Brazoria	
7	Freeport Library, 410 Brazosport Blvd, Freeport	
8	Oyster Creek City Hall, 3210 FM 523, Oyster Creek	
12	Drainage District No. 4 Building, 4805 W Broadway, Pearland	
14	Sweeny Community Center, 205 W Ashley Wilson Rd, Sweeny	
15	Danbury Community Center, 6115 5th St, Danbury	
19	Clute Event Center, 100 Parkview Dr, Clute	
20	Jones Creek Comm House, 7207 Stephen F Austin Rd, Jones Creek	
23	Lake Jackson Civic Center, 333 Hwy 332 East, Lake Jackson	
24	Richwood City Hall, 1800 N Brazosport Blvd, Richwood	
29	Westside Event Center, 2150 Countryplace Pkwy, Pearland	
36	Pearland Recreation Center, 4141 Bailey Rd, Pearland	
38	Surfside Beach City Hall, 1304 Monument Dr, Surfside Beach	
39	Alvin Library, 105 S Gordon, Alvin	
40	North Annex, 7313 Corporate Dr, Manvel	
44	Silverlake Recreation Center, 2715 Southwyck Pkwy, Pearland	
46	Tom Reid Library, 3522 Liberty Dr, Pearland	
67	Pearland Westside Library, 2803 Business Center Dr #101, Pearland	

“Attachment B”
NOTICE OF EARLY VOTING AT BRANCH POLLING PLACES

Early voting by personal appearance will be conducted at the following locations:

Angleton (Main)East Annex, 1524 E Mulberry
AlvinAlvin Library, 105 S Gordon
BrazoriaBrazoria Library, 620 S Brooks
FreeportFreeport Library, 410 Brazosport Blvd
Lake JacksonLake Jackson Library, 250 Circle Way
ManvelNorth Annex, 7313 Corporate Dr
Pearland EastTom Reid Library, 3522 Liberty Dr
Pearland West.....Westside Event Center, 2150 Countryplace Pkwy
Shadow CreekPearland Westside Library, 2803 Business Center Dr #101
SweenySweeny Community Center, 205 W Ashley Wilson Rd
West Columbia.....Precinct 4 Building 2, 121 N 10th St

DATES AND HOURS:

April 20-24.....8 AM – 5 PM
April 257 AM – 7 PM
April 27-28.....7 AM – 7 PM

Early Voting Clerk

AVISO DE VOTACIÓN ADELANTADA EN LOS SITIOS DE VOTACIÓN AUXILIARES

La votación adelantada en persona se llevará a cabo en los siguientes sitios de esta manera:

*Angleton (Ubicación Principal).....East Annex, 1524 E Mulberry
AlvinAlvin Library, 105 S Gordon
BrazoriaBrazoria Library, 620 S Brooks
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SweenySweeny Community Center, 205 W Ashley Wilson Rd
West ColumbiaPrecinct 4 Building 2, 121 N 10th St*

FECHAS Y HORAS

*20-24 de abril8 AM – 5 PM
25 de abril7 AM – 7 PM
27-28 de abril7 AM – 7 PM*

Secretaria de la Votación Adelantada

RATE SHEETS FOR BRAZORIA COUNTY ELECTIONS:

MAY (COUNTYWIDE JOINT)

EQUIPMENT RENTAL

CONTROLLER	\$365.00 each
ACCESS WITH TOUCH UNIT (DAU).....	\$350.00 each
TOUCH UNITS	\$325.00 each
POLLPADS	\$50.00 each
MI-FI/ HOTSPOT	\$50.00 each

This is not a daily charge. This price is for the entire election even if it is for 12 days of voting.

OTHER CHARGES

Programming	\$300.00
Tabulating.....	\$150.00
Equipment Delivery and Pickup	
Truck Rental (per delivery location)	\$25.00
Labor (Per delivery location)	\$75.00
Supply tubs EV-ED (see attached list for contents)	\$75.00
Mail Ballots will be billed per entity kits including postageDomestic...\$1.74...Overseas...\$2.36	
Publications charged based on % of registered voters.....	

Workers-Judges	\$12.00 per hour -Overtime rate \$18.00 per hour
Clerks	\$10.00 per hour- Overtime rate \$15.00 per hour

ELECTION DAY

For Election Day, we will calculate the cost for each location (see Exhibit 'A2') the total cost for Election Day will then be calculated per percentage of registered voters of each political subdivision. All political subdivisions in Brazoria County less than 1000 registered voters, charges will be the minimum of \$1500.00 for Election Day.

EARLY VOTING

For Early Voting we also calculate worksheets for each of the 10-11 early voting locations. Once we have the total cost for all locations, we do a spreadsheet that divides the cost between all political subdivisions based on the percentage of registered voters in each. Since we have large and small cities in our county, the minimum charge for early voting was set at \$325.00. Due to the increase of voting equipment, the new minimum charge as of 2020 will be \$1500.00, which includes the new rental rate.

OVERTIME

We keep a record of our overtime for the May Elections and the staff gets paid overtime. Since we charge for programming and tabulations that money goes towards the employee's overtime. If we have more overtime than covered by a calculated programming and tabulation fees, we will add in the additional overtime when sending the final bills.

RATE SHEETS FOR BRAZORIA COUNTY ELECTIONS:

NOVEMBER (COUNTYWIDE JOINT)

For November Elections, the Election Day and Early voting charges are just like the countywide joint in May. If the only political subdivisions at a location are Brazoria County and one entity, total cost calculated will be per percentage of registered voters for the entity.

Runoffs Elections will be the responsibility of whichever entity will be conducting a runoff election.



AGENDA COMMENTARY

Meeting Date: 2/6/2020

Department: City Secretary

Contact: Dixie Roberts, City Secretary

Agenda Item: Consider Resolution 20-R-03, calling and establishing the procedures for the May 2, 2020 General Election in Alvin, Texas, and providing for other related matters thereto.

Type of Item: Ordinance Resolution Contract/Agreement Public Hearing Plat Discussion & Direction Other

Summary: This Resolution calls for a General Election for Saturday, May 2, 2020, to elect a Mayor and a member to City Council District E.

The City of Alvin will contract with the Brazoria County Elections Office to conduct this election. Brazoria County has the voting equipment required to conduct elections. The City Secretary's Office will handle the filings and all required paperwork and postings as required by state election law.

The first day to file for a place on the May 2020 ballot was Wednesday, January 15, 2020, and will continue through Friday, February 14, 2020.

Early Voting will begin on Monday, April 20, 2020, and will go through Tuesday, April 28, 2020, and will be held at the Alvin Library. Voters can cast their ballot at any Early Voting location throughout Brazoria County.

Early Voting Locations:

Angleton: East Annex, 1524 E. Mulberry

Alvin: Alvin Library, 105 S. Gordon

Brazoria: Brazoria Library, 620 S. Brooks

Freeport: Freeport Library, 410 Brazosport Blvd.

Lake Jackson: Lake Jackson Library, 250 Circle Way

Manvel: North Annex, 7313 Corporate Dr.

Pearland East: Tom Reid Library, 3522 Liberty Dr.

Pearland West: Westside Event Center, 2150 Country Place Pkwy.

Shadow Creek: Pearland Westside Library, 2803 Business Center Dr. #101

Sweeny: Sweeny Community Center, 205 W. Ashley Wilson Rd.

West Columbia: New Precinct 4 Building, 121 N. 10th Street

Early voting dates and hours:

April 20-24; 8am-5pm

April 25; 7am-7pm

April 27-28; 7am-7pm

Election Day voting will be held at the Alvin Library. Voters may also cast their ballot at any Voting Center in Brazoria County.

Staff recommends approval of Resolution 20-R-03.

Funding Expected: Revenue Expenditure N/A **Budgeted Item:** Yes No N/A

Funding Account: _____ **Amount:** _____ **1295 Form Required?** Yes No

Legal Review Required: N/A Required **Date Completed:** 1/29/2020

Supporting documents attached:

- Resolution 20-R-03
 - Attachments A & B
-

Recommendation: Move to approve Resolution 20-R-03, calling and establishing the procedures for the May 2, 2020 General Election in Alvin, Texas, and providing for other related matters thereto.

Reviewed by Department Head, if applicable

Reviewed by City Attorney, if applicable

Reviewed by Chief Financial Officer, if applicable

Reviewed by City Manager

RESOLUTION 20-R-03

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF ALVIN, TEXAS, ESTABLISHING THE PROCEDURE FOR THE MAY 2, 2020, GENERAL ELECTION IN ALVIN, TEXAS; AND PROVIDING FOR OTHER RELATED MATTERS RELATED THERETO.

WHEREAS, on May 2, 2020, there shall be elected the following officials for this City: a member to the position of Mayor and City Council District E; for a term of three (3) years; and

WHEREAS, the *Texas Election Code* is applicable to the election and this Resolution establishes procedures consistent with the Code, and designates the voting places and times for the election; and

WHEREAS, the City of Alvin, Texas (hereinafter the “City”), has made provision to contract with Brazoria County to conduct the City’s election, pursuant to *Chapter 31 of the Texas Election Code*, and *Chapter 791 of the Texas Government Code* (the Joint Election Agreement and Contract for Election Services, hereafter called the “Election Agreement”), and such Election Agreement provides for political subdivisions subject to the election agreement that hold elections on the same day in all or part of the same territory to hold a joint election as authorized in *Chapter 271 of the Texas Election Code*;

NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE CITY COUNCIL OF THE CITY OF ALVIN, TEXAS:

Section 1. General Election Ordered. The General Election of the City shall be held on Saturday, May 2, 2020, to elect members to the position of Mayor and City Council District E; for a term of three (3) years.

Section 2. Filing Period. Candidates at the election for the above offices shall file their application to become candidates with the City Secretary of the City at City Hall, 216 W. Sealy, Alvin, Texas 77511, beginning January 15, 2020 and continuing through February 14, 2020. Candidates shall file their applications with the City Secretary on any weekday that is not a City holiday, between 7:00 a.m. and 6:00 p.m., Monday through Thursday, with the exception of 8:00 a.m. to 5:00 p.m. on Friday, February 14, 2020. All applications for candidacy shall be on a form as prescribed by the *Texas Election Code*.

Section 3. Drawing. The order in which the names of the candidates for each office are to be printed on the ballot shall be determined by a drawing conducted by the City Secretary as provided by the *Texas Election Code*. Such drawing will be held in the Office of the City Secretary at City Hall on Monday, February 24, 2020 at 5:31 p.m., for the general election.

Section 4. Notice of Election. Notice of the election shall be given and the election shall be held in compliance with the provisions of the *Texas Election Code*, the *Federal Voting Rights Act of 1965, as amended*, and the *City Charter* in all respects. Notice of the election shall be made by publishing the Notice of Election, in both English and Spanish, at least one time, not earlier than thirty (30) days nor later than ten (10) days prior to said election, in a newspaper of general circulation published within the City; and by posting of the notice on the bulletin board used for posting notices of meetings of City Council at City Hall not later than the twenty-first (21st) day before the election, written in both English and Spanish.

Section 5. Ballots. The ballots for the election shall comply with the *Texas Election Code* and be in the form provided by the City to the Brazoria County Election Officer for use on the voting devices and ballots used by Brazoria County.

Section 6. Election Procedures. The Brazoria County Election Officer and his/her employees and appointees, and the election judges, alternate judges and clerks properly appointed for the election, shall hold and conduct the election in the manner provided by the Election Agreement and the law governing the holding of general elections by home rule cities of the State of Texas; and the official ballots, together with such other election materials as are required by the *Texas Election Code*, shall be prepared in both the English and Spanish languages and shall contain such provisions, markings and language as is required by law.

Section 7. Early Voting. Early voting, both by personal appearance and by mail, will be conducted by the Brazoria County Election Officer, who is designated and appointed as the Early Voting Clerk, in accordance with the *Texas Election Code*. Early voting by personal appearance shall be conducted at places and locations authorized by state law and the Brazoria County Election Officer as described in “Attachment A.” Early voting shall commence on Monday, April 20, 2020, and continue through Tuesday, April 28, 2020, and early voting polls shall remain open for the time specified by the *Texas Election Code*. Early voting shall also be held at any time and location authorized by the Brazoria County Election Officer. Early voting by City residents may be conducted at any Brazoria County early voting location and any location exclusively designated by the Brazoria County Election Officer.

Section 8. Election Precincts and Polling Places. The election precincts for the election shall be the election precincts established by Brazoria County, provided that each shall contain and include geographic area that is within the City. The polling place for each such election precinct shall be the polling place established by Brazoria County for such election precincts in Brazoria County and voting by residents of the City. Voting by City residents may be conducted at any Brazoria County voting location and any location exclusively designated by the Brazoria County Election Officer for City residents. The polls, found in “Attachment B,” shall remain open on the day of the election from 7:00 a.m. to 7:00 p.m. The returns for precincts in Brazoria County will be provided by precinct and the Brazoria County Election Officer shall tabulate and provide the election returns for the election.

Section 9. Joint Election. The City agrees to conduct a joint election with other political subdivisions within Brazoria County, provided that such political subdivision holds an election on May 2, 2020, in all or part of the same territory as the City (the “Political Subdivisions”). The joint election shall be conducted in accordance with state law, this Resolution, and the 2020 Joint Election Agreement and Contract for Election Services with Brazoria County approved by the City Council.

Section 10. Duties of City Secretary and Election Officer. The City Secretary, or designee, is instructed to aide the Brazoria County Election Officer in the acquisition and furnishing of all election supplies and materials necessary to conduct the election as provided by the Election Agreement. The City Secretary is further authorized to give or cause to be given notices required for the election, and to take such other and further action as is required to conduct the election in compliance with the *Texas Election Code*; provided that, pursuant to the Election Agreement between Brazoria County and the City, the Brazoria County Election Officer shall have the duty and be responsible for organizing and conducting the election in compliance with the *Texas Election*

Code; and for providing all services specified to be provided in the Election Agreement. The Brazoria County Election Officer shall give the notices required by the *Texas Election Code* to be given for the election not required to be given by the City under the Election Agreement.

Section 11. Election Judges. The presiding judges, alternate presiding judges and clerks for the election shall be selected and appointed by Brazoria County and its appointees in compliance with the requirements of state law, and such judges and clerks so selected by Brazoria County and its appointees are hereby designated and appointed by the City Council as the election officers, judges and clerks, respectively, for the holding of said general election. The presiding judges, alternate presiding judges and clerks shall perform the functions and duties of their respective positions that are provided by state law. The City Council will further confirm and appoint the election judges and alternate election judges that are appointed by Brazoria County for the election.

Section 12. Official Newspaper. It is hereby found and determined that *The Alvin Sun* is a newspaper published within the City of Alvin, Texas; is a newspaper of general circulation within the City; and is the official newspaper of the City of Alvin. The City Secretary is hereby authorized and directed to cause notice to be given as directed in above in Section 4. Further orders are reserved until the returns of the election are made by the duly authorized election officials and received by this body.

Section 13. General. The election shall be held and conducted by the Brazoria County Election Officer in compliance with the *Texas Election Code* and the Election Agreement.

Section 14. Effective Date. This Resolution shall be in force and effect from and after its passage on the date shown below.

Section 15. Open Meetings Act. It is hereby officially found and determined that this meeting was open to the public, and public notice of the time, place and purpose of said meeting was given, all as required by the Open Meetings Act, *Chapter 551 of the Texas Government Code*.

AND, IT IS SO RESOLVED.

PASSED AND APPROVED on this the 6th day of February 2020.

CITY OF ALVIN, TEXAS

ATTEST:

By: _____
Paul A. Horn, Mayor

By: _____
Dixie Roberts, City Secretary

	ATTACHMENT "A" - SUBJECT TO CHANGE	
	ELECTION DAY POLLING LOCATIONS MAY 2, 2020	
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1	East Annex (Old Walmart), 1524 E Mulberry, Angleton	
2	Precinct 4 Building #2, 121 N 10th St, West Columbia	
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“Attachment B”
NOTICE OF EARLY VOTING AT BRANCH POLLING PLACES

Early voting by personal appearance will be conducted at the following locations:

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West Columbia.....Precinct 4 Building 2, 121 N 10th St

DATES AND HOURS:

April 20-24.....8 AM – 5 PM
April 257 AM – 7 PM
April 27-28.....7 AM – 7 PM

Early Voting Clerk

AVISO DE VOTACIÓN ADELANTADA EN LOS SITIOS DE VOTACIÓN AUXILIARES

La votación adelantada en persona se llevará a cabo en los siguientes sitios de esta manera:

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West ColumbiaPrecinct 4 Building 2, 121 N 10th St*

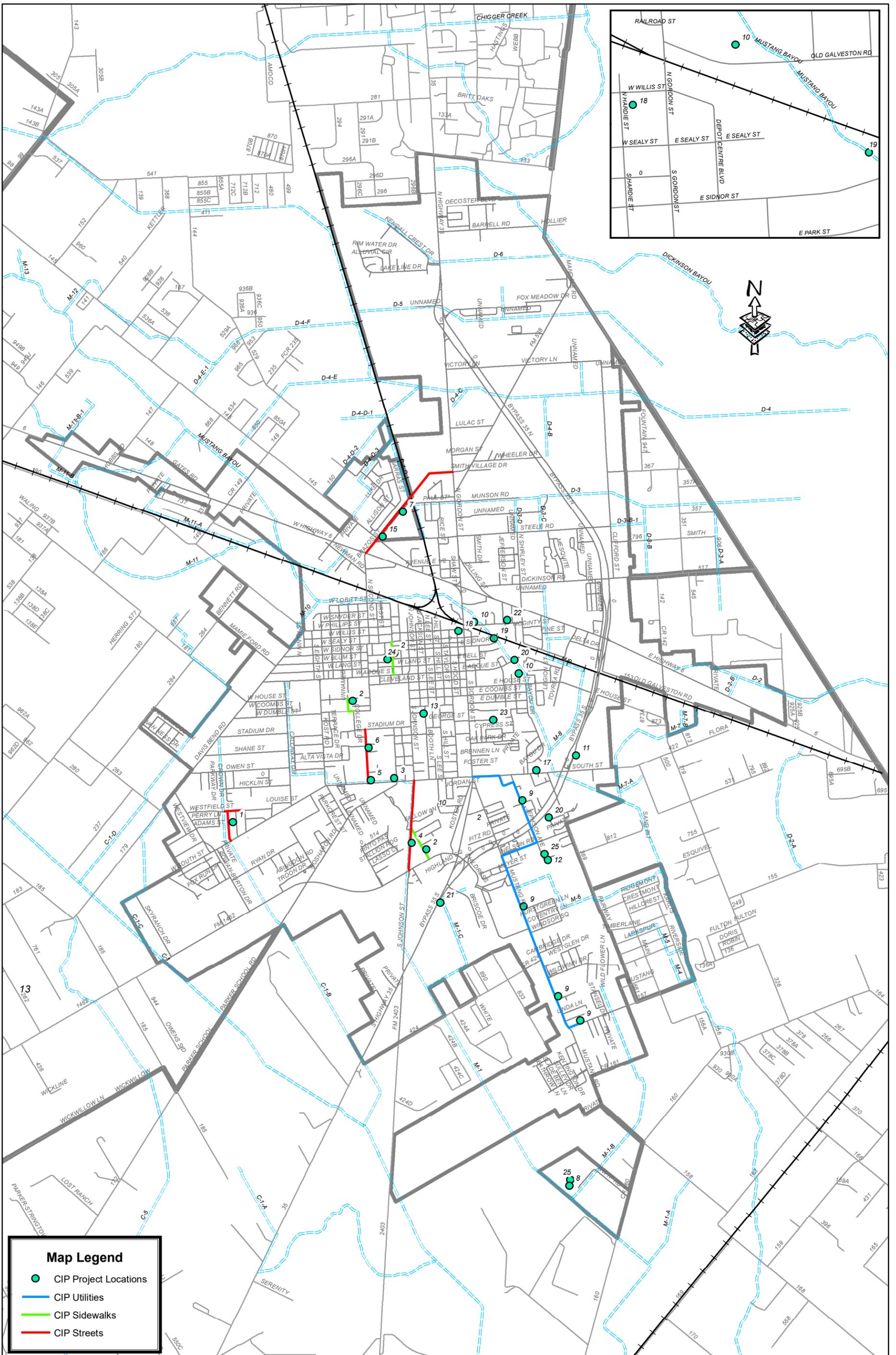
FECHAS Y HORAS

*20-24 de abril8 AM – 5 PM
25 de abril7 AM – 7 PM
27-28 de abril7 AM – 7 PM*

Secretaria de la Votación Adelantada

**Capital Improvement Program
Quarterly Report
February 2020**





Map Legend

- CIP Project Locations
- CIP Utilities
- CIP Sidewalks
- CIP Streets



FY 2020 CIP Project Location Map

Rev. Date 1/30/2020
Engineering Dept.



2020 Concrete Pavement and Drainage Project

Project Number:	1
Project Type:	Streets
Strategic Plan:	Maintain Infrastructure
Funding:	Sales Tax Fund
Assigned:	City Engineer
Project Location:	Tracy Lynn Lane (Westfield Drive to South Street) and Westfield Drive (C-1-B Ditch crossing to the asphalt transition 125 feet east of Kings Lane). Project location identified as a number 1 on the CIP Project Location Map.
Project Description:	This project includes the removal and replacement of concrete pavement / curbs, the installation of storm pipe, manholes, inlets, and sidewalks.
Project Justification:	This project will replace the broken and uneven pavement and upgrade the storm system to allow for proper drainage.
Current Status:	Currently being designed by Staff. Project moved to FY 2020 on 5/16/2019 due to lack of funding in the FY 2019 budget.
Impact on Operating Budget:	No
Estimated Useful Life of Capital Investment:	25-30 years

PROJECT COST					
	<u>ESTIMATED</u>	<u>ACTUAL</u>	<u>FUNDS BUDGETED</u>	<u>FISCAL YEAR</u>	
<u>DESIGN</u>					
<u>CONSTRUCTION</u>	\$1,000,000		\$1,000,000	2020	
<u>OTHER</u>					
<u>TOTAL:</u>	\$1,000,000	\$0	\$1,000,000		



2020 Sidewalk Project

Project Number:	2
Project Type:	Sidewalks
Strategic Plan:	Maintain Infrastructure
Funding:	Sales Tax Fund
Assigned:	City Engineer
Project Location:	Project locations identified as number 2 on the CIP project location map. <u>Pearson Rd.</u> (east side between Johnson St. and FM 1462), <u>Durant St.</u> (west side between Adoue St. and Sealy St.), <u>Dumble Street</u> (south side between College Street and Clark Street), and <u>Clark Street</u> (west side between Dumble St. and Fairview Dr.).
Project Description:	This project is intended to provide adequate pedestrian access throughout areas of Alvin where pedestrians are frequently observed. Concrete sidewalks will be installed in compliance with Americans with Disabilities Act (ADA) requirements.
Project Justification:	To provide adequate pedestrian access, and add sidewalks as proposed in the Comprehensive Plan.
Current Status:	Design is complete. Project bid and construction start planned for summer 2020.
Impact to Operating Budget:	No
Estimated Useful Life of Capital Investment:	20-25 years

PROJECT COST					
	<u>ESTIMATED</u>	<u>ACTUAL</u>	<u>FUNDS BUDGETED</u>	<u>FISCAL YEAR</u>	
<u>DESIGN</u>					
<u>CONSTRUCTION</u>	\$250,000		\$250,000	2019/2020	
<u>OTHER</u>					
<u>TOTAL:</u>	\$250,000	\$0	\$250,000		



Durant Detention Pond

Project Number:	3
Project Type:	Drainage
Strategic Plan:	Maintain Infrastructure
Funding:	Sales Tax Fund
Assigned:	City Engineer
Project Location:	Five acre City owned property at the northwest corner of the W. South Street and Durant Street intersection. Project location identified as number 3 on the CIP project location map.
Project Description:	This project includes the design and construction of a storm water detention pond on City owned property along Durant Street (5 acres). This is the second of several drainage improvement projects that were recommended in the M-1 Ditch Watershed Study that was completed in January 2011 by Dannenbaum Engineering.
Project Justification:	To improve drainage in the M-1 Ditch Watershed by providing detention storage for future storm sewer improvement projects along Durant Street, Moller Road, and Stadium Drive.
Current Status:	Project is substantially complete as of 1/15/2020.
Impact on Operating Budget:	Yes
Estimated Useful Life of Capital Investment:	30+ years

PROJECT COST

	<u>ESTIMATED</u>	<u>ACTUAL</u>	<u>FUNDS BUDGETED</u>	<u>FISCAL YEAR</u>	
<u>DESIGN</u>	\$107,000	\$122,593	\$122,593	2016	
<u>CONSTRUCTION</u>	\$677,000	\$351,473	\$315,000	2018	
<u>OTHER</u>					
<u>TOTAL:</u>	\$784,000	\$474,066	\$437,593		



Johnson Street Paving and Drainage Improvements Project

Project Number:	4
Project Type:	Streets
Strategic Plan:	Maintain Infrastructure
Funding:	Sales Tax Fund
Assigned:	City Engineer
Project Location:	South Johnson Street from South Street to FM 1462. Project location identified as number 4 on the CIP project location map.
Project Description:	This project involves the improvement of paving along Johnson Street from South Street to FM 1462. The project includes the construction of a concrete sidewalk from South Street to Pearson Road along the east side of Johnson Street.
Project Justification:	This project will make improvements and upgrades to Johnson Street.
Current Status:	The south end of the roadway was opened to traffic on October 4, 2019. Waiting on Comcast to move their lines to the new poles that were installed by Texas New Mexico Power, once complete then the Contractor will complete the sidewalk and project closeout will commence.
Impact on Operating Budget:	No
Estimated Useful Life of Capital Investment:	20-25 years

PROJECT COST

	<u>ESTIMATED</u>	<u>ACTUAL</u>	<u>FUNDS BUDGETED</u>	<u>FISCAL YEAR</u>	
<u>DESIGN</u>	\$200,000	\$264,650	\$200,000	2018	
<u>CONSTRUCTION</u>	\$1,718,754	\$1,257,666	\$2,039,650	2019	
<u>GEO. STUDY</u>	\$30,000	\$28,700	\$30,000	2017	
<u>TOTAL:</u>	\$1,948,754	\$1,551,016	\$2,269,650		



Moller Road Storm Sewer and Pavement Improvements Phase 1

Project Number:	5
Project Type:	Streets
Strategic Plan:	Maintain Infrastructure
Funding:	Sales Tax Fund / Bond Funds
Assigned:	City Engineer
Project Location:	Moller Road near South Street. Project location identified as number 5 on the CIP project location map.
Project Description:	This project includes the design of the first of a three phase project to add a storm sewer system, concrete curb and gutter pavement, and sidewalk along Moller Road. This is the third of several drainage improvement projects that were recommended in the M-1 Ditch Watershed Study that was completed in January 2011 by Dannenbaum Engineering.
Project Justification:	To improve drainage in the M-1 Ditch Watershed by adding a storm sewer system along Moller Road.
Current Status:	Design is complete. Project scheduled to bid in March 2020 for a Summer 2020 construction start.
Impact on Operating Budget:	No
Estimated Useful Life of Capital Investment:	30+ years

PROJECT COST

	<u>ESTIMATED</u>	<u>ACTUAL</u>	<u>FUNDS BUDGETED</u>	<u>FISCAL YEAR</u>	
<u>DESIGN</u>	\$250,000	\$249,932	\$250,000	2018	
<u>CONSTRUCTION</u>	\$1,803,659		\$1,800,000	2019	Bond
<u>GEO. STUDY</u>					
<u>TOTAL:</u>	\$2,053,659	\$249,932	\$2,050,000		



Moller Road Storm Sewer and Pavement Improvements Phase 2 (Design)

Project Number:	6
Project Type:	Streets
Strategic Plan:	Maintain Infrastructure
Funding:	Sales Tax Fund
Assigned:	City Engineer
Project Location:	Moller Road near South Street. Project location identified as number 6 on the CIP project location map.
Project Description:	This project includes the design of the second of a three phase project to add a storm sewer system, concrete curb and gutter pavement, and sidewalk along Moller Road. This is the fourth of several drainage improvement projects that were recommended in the M-1 Ditch Watershed Study that was completed in January 2011 by Dannenbaum Engineering.
Project Justification:	To improve drainage in the M-1 Ditch Watershed by adding a storm sewer system along Moller Road.
Current Status:	Project design expected to start in April 2020.
Impact on Operating Budget:	No
Estimated Useful Life of Capital Investment:	30+ years

PROJECT COST

	<u>ESTIMATED</u>	<u>ACTUAL</u>	<u>FUNDS BUDGETED</u>	<u>FISCAL YEAR</u>	
<u>DESIGN</u>	\$250,000		\$250,000	2020	Bond
<u>CONSTRUCTION</u>	\$3,550,000		\$3,550,000	2020	Bond
<u>GEO. STUDY</u>					
<u>TOTAL:</u>	\$3,800,000	\$0	\$3,800,000		



FM 528 Extension (Design)

Project Number:	7
Project Type:	Streets
Strategic Plan:	Maintain Infrastructure
Funding:	Sales Tax Fund
Assigned:	City Engineer
Project Location:	Extension of FM 528 from Gordon Street to Highway 6. Project location identified as number 7 on the CIP project location map.
Project Description:	This project involves the construction of the extension of FM 528 from Gordon Street to Highway 6 along right-of-way that has been acquired in the last ten plus years.
Project Justification:	Completion of this project will help to relieve traffic congestion at the Gordon Street and Highway 6 intersection, as well as, provide a secondary evacuation route over the railroad tracks in the event that the railroad underpass along Highway 6 floods.
Current Status:	The Texas Department of Transportation submitted this project in HGAC's "Call for Projects" on October 31, 2018 in an attempt to obtain federal funding for construction through the TIP. This project was not selected for federal funding through the TIP. HDR was notified by TXDOT in June 2019 that they would not be able to advance funding for this project at this time. TXDOT has the project budgeted to start construction in 2024. Currently working with HDR to map the right-of-way in order to convey it to TXDOT.
Impact on Operating Budget:	No
Estimated Useful Life of Capital Investment:	30-35 years

PROJECT COST					
	<u>ESTIMATED</u>	<u>ACTUAL</u>	<u>FUNDS BUDGETED</u>	<u>FISCAL YEAR</u>	
<u>DESIGN</u>	\$1,000,000	\$1,186,353.11	\$1,000,000	2018	
<u>CONSTRUCTION</u>	\$15,100,000				
<u>OTHER</u>					
<u>TOTAL:</u>	\$16,100,000	\$1,186,353.11	\$1,000,000		



Wastewater Treatment Plant Optimization Improvements Phase II

Project Number:	8
Project Type:	Sewer
Strategic Plan:	Maintain Infrastructure
Funding:	2015 Certificate of Obligation Bond Funds
Assigned:	City Engineer/Public Services Director
Project Location:	Wastewater Treatment Plant. Project location identified as number 8 on the CIP project location map.
Project Description:	Phase II of this project includes installation of a non-potable water system, belt press, rehabilitation of the aeration system, and rehabilitation of the digester tank as well as upgrades to the laboratory.
Project Justification:	Upgrade the WWTP to meet state and federal regulations.
Current Status:	Project substantially complete as of 12/30/2019. Staff is currently working with the design consultant to closeout the project.
Impact to Operating Budget:	No
Estimated Useful Life of Capital Investment:	20-25 years

<u>PROJECT COST</u>					
	<u>ESTIMATED</u>	<u>ACTUAL</u>	<u>FUNDS BUDGETED</u>	<u>FISCAL YEAR</u>	
<u>DESIGN</u>		\$766,500		2016	Bond
<u>CONSTRUCTION</u>		\$4,730,985		2016	Bond
<u>OTHER</u>					
<u>TOTAL:</u>	\$0	\$5,497,485	\$0		



Fairway and South Street Water Line Improvements

Project Number:	9
Project Type:	Water
Strategic Plan:	2015 Utility Master Plan - Water CIP Projects - 2020
Funding:	2018 Certificate of Obligation Bond Funds
Assigned:	City Engineer / Public Services Director
Project Location:	Project location identified as number 9 on the CIP project location map.
Project Description:	New 12-inch water transmission line along South Street, Bowman Drive, Jephson Lane, Nelson Road, Mustang Road, and Verhalen Road to connect the Dyche Water Tower and the Verhalen Water Tower. New 10-inch water line along Fm 1462 and new 6-inch water line along Koster Road to replace existing 2.25-inch water lines.
Project Justification:	Identified in the 2015 Utility Master Plan by Freese and Nichols, Inc. that was approved by the City Council on March 3, 2016.
Current Status:	McKinney Construction, Inc. is waiting on the City to obtain an easement from the Catholic Church so that the final 55' of water line and the tie in at Gordon Street can be installed. Staff is currently working with the church to finalize the easement document and schedule the completion of the work.
Impact to Operating Budget:	No
Estimated Useful Life of Capital Investment:	20-25 years

PROJECT COST

	<u>ESTIMATED</u>	<u>ACTUAL</u>	<u>FUNDS BUDGETED</u>	<u>FISCAL YEAR</u>	
<u>DESIGN</u>	\$670,400	\$528,111	\$528,111	2018	Bond
<u>CONSTRUCTION</u>	\$3,352,000	\$1,228,796	\$1,228,796	2018	Bond
<u>OTHER</u>					
<u>TOTAL:</u>	\$4,022,400	\$1,756,907	\$1,756,907		



Lift Stations 14 and 17 Rehabilitation

Project Number:	10
Project Type:	Sewer
Strategic Plan:	2015 Utility Master Plan - Wastewater CIP Projects - 2020
Funding:	2018 Water and Sewer Bond Funds
Assigned:	City Engineer
Project Location:	Identified as project number 10 on the CIP project location map.
Project Description:	This project includes the rehabilitation of lift stations 14 and 17. The condition assessment results showed these lift stations to be in very poor condition.
Project Justification:	Identified in the 2015 Utility Master Plan by Freese and Nichols, Inc. that was approved by the City Council on March 3, 2016.
Current Status:	T & C Construction, Ltd. is currently completing the site work at both lift station sites. Both lift stations were placed online January 2020.
Impact to Operating Budget:	No
Estimated Useful Life of Capital Investment:	20-25 years

<u>PROJECT COST</u>					
	<u>ESTIMATED</u>	<u>ACTUAL</u>	<u>FUNDS BUDGETED</u>	<u>FISCAL YEAR</u>	
<u>DESIGN</u>	\$260,000	\$225,645	\$225,645	2018	Bond
<u>CONSTRUCTION</u>	\$1,300,000	\$867,673	\$867,673	2018	Bond
<u>OTHER</u>					
<u>TOTAL:</u>	\$1,560,000	\$1,093,318	\$1,093,318		



Lift Station 30 Expansion & HWY 35 Bypass Gravity Mains

Project Number:	11
Project Type:	Sewer
Strategic Plan:	2015 Utility Master Plan - Wastewater CIP Projects - 2020
Funding:	2018 Water and Sewer Bond Funds
Assigned:	City Engineer
Project Location:	Lift Station 30 Expansion and HWY 35 Bypass gravity mains. Project location identified as number 11 on the CIP project location map.
Project Description:	This project includes the expansion of lift station 30 from a firm capacity of 4.61 MGD to a firm pumping capacity of 9.0 MGD. This project includes a new 24 inch force main, and the upsizing of the gravity lines to 36 inches immediately upstream and downstream of lift station 30.
Project Justification:	Identified in the 2015 Utility Master Plan by Freese and Nichols, Inc. that was approved by the City Council on March 3, 2016.
Current Status:	LJA Engineering completed the 90% design in February 2019. City Council approved Staff's request for additional design services to increase the capacity of the proposed lift station to 11.5 MGD to accommodate additional development on 5/2/2019. LJA has completed the design and sent it to TCEQ for final review. KDM Aquisition Services, Inc. is currently working on acquiring the additional property that is required for the expansion.
Impact to Operating Budget:	No
Estimated Useful Life of Capital Investment:	20-25 years

PROJECT COST

	<u>ESTIMATED</u>	<u>ACTUAL</u>	<u>FUNDS BUDGETED</u>	<u>FISCAL YEAR</u>	
<u>DESIGN</u>	\$1,495,900	\$760,515	\$679,865	2018	Bonds
<u>CONSTRUCTION</u>	\$10,064,900		\$10,064,900	2019/2020	Bonds
<u>OTHER</u>					
<u>TOTAL:</u>	\$11,560,800	\$760,515	\$10,744,765		



54" Eastside Interceptor

Project Number:	12
Project Type:	Sewer
Strategic Plan:	2015 Utility Master Plan - Wastewater CIP Projects - 2020
Funding:	2018/2019/2020 Water and Sewer Bond Funds
Assigned:	City Engineer
Project Location:	Replacement 54" Eastside Interceptor. Project location identified as number 12 on the CIP project location map.
Project Description:	This project includes the construction of a 54 inch wastewater line from the 35 Bypass to the WWTP. The model showed the existing 27 inch and 33 inch wastewater lines do not have enough capacity to convey existing peak flows to the plant.
Project Justification:	Identified in the 2015 Utility Master Plan by Freese and Nichols, Inc. that was approved by the City Council on March 3, 2016.
Current Status:	Freese and Nichols submitted the 100% plans, specs, and revised cost estimate on 7/18/2019. KDM Acquisition Services, Inc. is currently working on acquiring the seven utility easements that are required for the project.
Impact to Operating Budget:	No
Estimated Useful Life of Capital Investment:	20-25 years

PROJECT COST

	<u>ESTIMATED</u>	<u>ACTUAL</u>	<u>FUNDS BUDGETED</u>	<u>FISCAL YEAR</u>	
<u>DESIGN</u>	\$2,165,300	\$2,076,000	\$2,076,000	2018	Bond
<u>CONSTRUCTION</u>	\$13,251,153		\$11,797,760	2019/2020	Bond
<u>OTHER</u>	\$31,000	\$31,000		2019	Bond
<u>TOTAL:</u>	\$15,447,453	\$2,107,000	\$13,873,760		



Water Line Improvements Phase I

Project Number:	13
Project Type:	Water
Strategic Plan:	2015 Utility Master Plan - Water CIP Projects - 2020
Funding:	2018 and 2019 Water and Sewer Bond Funds
Assigned:	City Engineer
Project Location:	General project location identified as project 13 on the CIP project location map.
Project Description:	New 10-inch, 8-inch, and 6-inch water lines to connect and replace existing small water lines in the area bounded by Adoue Street, Gordon Street, South Park Drive, and Johnson Street.
Project Justification:	Identified in the 2015 Utility Master Plan by Freese and Nichols, Inc. that was approved by the City Council on March 3, 2016.
Current Status:	Council awarded the bid on 6/20/2019 to Scohil Construction Services, LLC. The Preconstruction Meeting was held on 8/6/2019 and a Notice to Proceed was issued for 8/21/2019 for this 210 calendar day project. The contractor has completed approximately 48% of the work.
Impact to Operating Budget:	No
Estimated Useful Life of Capital Investment:	20-25 years

PROJECT COST					
	<u>ESTIMATED</u>	<u>ACTUAL</u>	<u>FUNDS BUDGETED</u>	<u>FISCAL YEAR</u>	
<u>DESIGN</u>	\$510,800	\$433,300	\$922,985	2018	Bond
<u>CONSTRUCTION</u>	\$2,553,800	\$1,590,645	\$2,005,595	2018/2019	Bonds
<u>OTHER</u>					
<u>TOTAL:</u>	\$3,064,600	\$2,023,945	\$2,928,580		



Northwest and Northeast Sanitary Sewer Basin Evaluation Survey

Project Number:	14
Project Type:	Sewer
Strategic Plan:	2015 Utility Master Plan - Wastewater CIP Projects - 2020
Funding:	2018 Water and Sewer Bond Funds
Assigned:	City Engineer / Public Services Director
Project Location:	Northwest and Northeast Sanitary Sewer Basins in the northern portion of the City.
Project Description:	Utilities Master Plan recommended that a Sanitary Sewer Evaluation Survey be conducted throughout the Northeast and Northwest Basins to identify sources of Inflow and Infiltration. Once sources of I/I are found, the City should address them as required to reduce excess water from entering the wastewater system.
Project Justification:	Identified in the 2015 Utility Master Plan by Freese and Nichols, Inc. that was approved by the City Council on March 3, 2016.
Current Status:	Freese and Nichols submitted the final draft of Technical Memo #2 that details the results and rehabilitation recommendations identified in the study on July 22, 2019. The report recommends \$855,700 in I and I rehabilitation work. Final study report documents received in December 2019. Staff requested a proposal for engineering design services for the design of the rehabilitation work on 1/10/2020.
Impact to Operating Budget:	No
Estimated Useful Life of Capital Investment:	20-25 years

PROJECT COST

	<u>ESTIMATED</u>	<u>ACTUAL</u>	<u>FUNDS BUDGETED</u>	<u>FISCAL YEAR</u>	
<u>DESIGN</u>	\$95,300	\$95,200	\$95,300	2018	
<u>CONSTRUCTION</u>	\$855,700		\$850,000	2020	
<u>OTHER</u>					
<u>TOTAL:</u>	\$951,000	\$95,200	\$945,300		



Water Plant #6 Tank Replacement

Project Number:	15
Project Type:	Water
Strategic Plan:	2015 Utility Master Plan - Water CIP Projects - 2020
Funding:	2018 Certificate of Obligation Bond Funds
Assigned:	City Engineer
Project Location:	Water Plant No. 6 Ground Storage Tank Replacement identified as project number 15 on the CIP project location map.
Project Description:	Decommission three existing 0.43 MG ground storage tanks and add new 1.5 MG ground storage tank at Water Plant No. 6
Project Justification:	Identified in the 2015 Utility Master Plan by Freese and Nichols, Inc. that was approved by the City Council on March 3, 2016.
Current Status:	The new tank has been constructed by the tank manufacturer and is currently being disinfected prior to filling for the thirty day foundation settlement period.
Impact to Operating Budget:	No
Estimated Useful Life of Capital Investment:	20-25 years

PROJECT COST

	<u>ESTIMATED</u>	<u>ACTUAL</u>	<u>FUNDS BUDGETED</u>	<u>FISCAL YEAR</u>	
<u>DESIGN</u>	\$526,500	\$319,400	\$319,400	2018	Bond
<u>CONSTRUCTION</u>	\$2,632,500	\$2,446,526	\$2,446,526	2018	Bond
<u>OTHER</u>					
<u>TOTAL:</u>	\$3,159,000	\$2,765,926	\$2,765,926		



Wayfinding Signs Project

Project Number:	16
Project Type:	Wayfinding
Strategic Plan:	Planning for directional movement in the City to key locations.
Funding:	General Fund
Assigned:	Economic Development Director
Project Location:	Corporate City Limits
Project Description:	To develop a wayfinding signage system that will create a uniqueness about Alvin while also improving the economic vitality of lesser known parts of the City that tourists and visitors may not be aware of.
Project Justification:	By implementing wayfinding signage, visitors will be easily directed to key locations creating a more positive experience and it will encourage others to see what the City of Alvin has to offer beyond the visible elements on the main roadways.
Current Status:	Ongoing (12/09/19): Since the last stakeholders meeting Wednesday July 10, 2019, staff has reviewed the wayfinding master plan and has requested four (4) separate revision requests. The most recent revision requests were made on Monday, November 25, 2019. Once the revised document has been received by staff, it will be reviewed and a stakeholders meeting will be scheduled for the group to review the document.
Impact on Operating Budget:	No
Estimated Useful Life of Capital Investment:	N/A

PROJECT COST					
	<u>ESTIMATED</u>	<u>ACTUAL</u>	<u>FUNDS BUDGETED</u>	<u>FISCAL YEAR</u>	
<u>DESIGN</u>	\$50,000	\$49,500	\$49,500	2019	
<u>CONSTRUCTION</u>	\$180,500	\$180,500	\$105,500	2020	
<u>OTHER</u>					
<u>TOTAL:</u>	\$230,500	\$230,000	\$155,000		



Fire/EMS Station

Project Number:	17
Project Type:	Facilities
Strategic Plan:	Planning for the replacement of aged facilities.
Funding:	General Projects Fund and Certificates of Obligations.
Assigned:	Rex W. Klesel
Project Location:	City owned 4.38 Acres at the corner of Bellaire Boulevard and South Street. Identified as project number 17 on the CIP project location map.
Project Description:	This project is to design and construct a new Fire and Emergency Medical Services (EMS) Station on the 4.36 acre property at the corner of Bellaire Boulevard and South Street that was purchased in December 2017.
Project Justification:	Compelling reasons to construct a new station include, but are not limited to expanding service coverage to the south and east quarters of the Fire Department response territory. Also, the two existing stations lack sufficient windstorm ratings and have inadequate sleeping quarters for staff.
Current Status:	City Council awarded the bid to construct the Fire/EMS building to Division One on 11/7/2019 for an amount not to exceed \$11,673,900. The Contractor visited the site on 12/6/2019 to see where to set up a construction trailer. The Architect is finalizing plans to incorporate the 0.5 acre tract that was recently purchased for stormwater detention.
Impact on Operating Budget:	Once the construction of the facility is complete, there will be utility operational and maintenance costs associated with the new facility.
Estimated Useful Life of Capital Investment:	50+ Years

PROJECT COST

	<u>ESTIMATED</u>	<u>ACTUAL</u>	<u>FUNDS BUDGETED</u>	<u>FISCAL YEAR</u>	
<u>DESIGN</u>	\$1,754,743	\$1,754,743	\$1,210,743	2018	
<u>CONSTRUCTION</u>	\$14,300,000	\$11,673,900	\$14,170,600	2019	Bond
<u>OTHER</u>	\$310,000	\$310,000		2018	
<u>TOTAL:</u>	\$16,364,743	\$13,738,643	\$15,381,343		



Willis Street Downtown Parking Lot

Project Number:	18
Project Type:	Public Parking
Strategic Plan:	Maintain Infrastructure
Funding:	General Projects Fund
Assigned:	City Engineer
Project Location:	Project location identified as number 18 on the CIP project location map.
Project Description:	This project includes the installation of a concrete public parking lot on the City owned property at the southeast corner of the Willis and Hardie intersection.
Project Justification:	To create additional public parking in the downtown area.
Current Status:	Adams Surveying is currently researching the ownership of the alley that runs behind the City and Chamber properties.
Impact on Operating Budget:	No
Estimated Useful Life of Capital Investment:	30-40 years

<u>PROJECT COST</u>					
	<u>ESTIMATED</u>	<u>ACTUAL</u>	<u>FUNDS BUDGETED</u>	<u>FISCAL YEAR</u>	
<u>DESIGN</u>					
<u>CONSTRUCTION</u>	\$120,000		\$120,000	2019	
<u>OTHER</u>	\$3,200	\$3,200	\$3,200	2019	Survey
<u>TOTAL:</u>	\$123,200	\$3,200	\$123,200		



Mustang Bayou Bank Repair

Project Number:	19
Project Type:	Park / Drainage
Strategic Plan:	Maintain Infrastructure
Funding:	General Fund
Assigned:	City Engineer / Parks Director / City Attorney
Project Location:	Two areas along the bank of Mustang Bayou that washed out during Hurricane Harvey. Project location identified as number 19 on the CIP project location map.
Project Description:	This project includes the design and repair of two locations along Mustang Bayou where the bayou side slope failed due to flood waters from Hurricane Harvey.
Project Justification:	This project is needed to restore the portion of the Hike and Bike Trail that was destroyed due to the side slope failure and to restore the bayou.
Current Status:	GC Engineering submitted 90% design plans on 5/10/2019 for Staff review. In June 2019 FEMA informed the City that mitigation funds would not be available for the recommended repair option to the Hike and Bike Trail area of erosion near House Street. On 8/23/2019 GC Engineering submitted a phased option to repair the erosion near House Street. FEMA is currently evaluating for funding.
Impact on Operating Budget:	No
Estimated Useful Life of Capital Investment:	20 years

<u>PROJECT COST</u>					
	<u>ESTIMATED</u>	<u>ACTUAL</u>	<u>FUNDS BUDGETED</u>	<u>FISCAL YEAR</u>	
<u>DESIGN</u>	\$156,408	\$156,408	\$156,408	2018	
<u>CONSTRUCTION</u>	\$302,126				
<u>OTHER</u>					
<u>TOTAL:</u>	\$458,534	\$156,408	\$156,408		



Hike and Bike Trail Phase III Design

Project Number:	20
Project Type:	Parks
Strategic Plan:	Extending the existing hike and bike trail as a key addition to the Alvin trail system for non-motorized transportation
Funding:	General Fund
Assigned:	Parks and Recreation Director
Project Location:	Identified on the CIP project location map as project number 20 . South Street to Mustang Road within the Corporate City Limits.
Project Description:	Design third phase of the existing Hike and Bike Trail adding approximately 1.6 miles of trail to the existing 1.7 miles.
Project Justification:	Provide non-motorized transportation from downtown Alvin to Alvin Community College.
Current Status:	Kimley-Horn is conducting a drainage analysis and topographic study in preparation for the preliminary design.
Impact on Operating Budget:	Yes
Estimated Useful Life of Capital Investment:	20+ years

PROJECT COST

	<u>ESTIMATED</u>	<u>ACTUAL</u>	<u>FUNDS BUDGETED</u>	<u>FISCAL YEAR</u>	
<u>DESIGN</u>	\$100,000	\$100,000	\$100,000	2019/2020	
<u>CONSTRUCTION</u>	\$2,756,000				
<u>OTHER</u>					
<u>TOTAL:</u>	\$2,856,000	\$100,000	\$100,000		



Disc Golf Course

Project Number:	21
Project Type:	Disc Golf
Strategic Plan:	Promote Alvin's future Disc Golf Course as a regional amenity. (Parks Master Plan 4.2.2)
Funding:	Hotel Occupancy Tax Fund
Assigned:	Parks and Recreation Director
Project Location:	Approximately 38.45 acres south of Briscoe Park within the Corporate City Limits. Identified as number 21 on the CIP project location map.
Project Description:	Develop a lighted eighteen hole disc golf course with pedestrian walking path.
Project Justification:	Activate undeveloped city owned property and integrate into parks system to provide a regional attraction which promotes recreational tourism.
Current Status:	Project complete as of January 2020.
Impact on Operating Budget:	Yes
Estimated Useful Life of Capital Investment:	20+ years

PROJECT COST

	<u>ESTIMATED</u>	<u>ACTUAL</u>	<u>FUNDS BUDGETED</u>	<u>FISCAL YEAR</u>	
<u>DESIGN</u>		\$30,600		2018	
<u>CONSTRUCTION</u>	\$275,000	\$787,531	\$300,000	2019	
<u>OTHER</u>					
<u>TOTAL:</u>	\$275,000	\$818,131	\$300,000		



Water Line Improvements Phase 2

Project Number:	22
Project Type:	Water
Strategic Plan:	2015 Utility Master Plan - Water CIP Projects - 2020
Funding:	2019 Water and Sewer Bond Funds
Assigned:	City Engineer
Project Location:	General project location identified as project 22 on the CIP project location map.
Project Description:	New 10-inch, 8-inch, and 6-inch water lines to connect and replace existing small water lines in the area bounded by State Highway 6, State Highway 35 Bypass, Sealy Street, and Second Street.
Project Justification:	Identified in the 2015 Utility Master Plan by Freese and Nichols, Inc. that was approved by the City Council on March 3, 2016.
Current Status:	LJA completed the 60% design plans and submitted to Staff for review on 1/8/2020.
Impact to Operating Budget:	No
Estimated Useful Life of Capital Investment:	20-25 years

PROJECT COST					
	<u>ESTIMATED</u>	<u>ACTUAL</u>	<u>FUNDS BUDGETED</u>	<u>FISCAL YEAR</u>	
<u>DESIGN</u>	\$422,000	\$396,250	\$422,000	2019	Bond
<u>CONSTRUCTION</u>	\$2,109,900		\$2,109,900	2019	Bond
<u>OTHER</u>					
<u>TOTAL:</u>	\$2,531,900	\$396,250	\$2,531,900		



Water Line Improvements Phase 3

Project Number:	23
Project Type:	Water
Strategic Plan:	2015 Utility Master Plan - Water CIP Projects - 2020
Funding:	2019 Water and Sewer Bond Funds
Assigned:	City Engineer
Project Location:	General project location identified as project 23 on the CIP project location map.
Project Description:	New 8-inch and 6-inch water lines to connect and replace existing small diameter water lines in the area bounded by House Street, Bayou Drive, South Street, and Gordon Street.
Project Justification:	Identified in the 2015 Utility Master Plan by Freese and Nichols, Inc. that was approved by the City Council on March 3, 2016.
Current Status:	Design to start in May 2020.
Impact to Operating Budget:	No
Estimated Useful Life of Capital Investment:	20-25 years

PROJECT COST					
	<u>ESTIMATED</u>	<u>ACTUAL</u>	<u>FUNDS BUDGETED</u>	<u>FISCAL YEAR</u>	
<u>DESIGN</u>	\$510,700		\$510,700	2020	Bond
<u>CONSTRUCTION</u>	\$2,553,200		\$2,553,200	2020	Bond
<u>OTHER</u>					
<u>TOTAL:</u>	\$3,063,900	\$0	\$3,063,900		



Water Plant #4 Tank Replacement

Project Number:	24
Project Type:	Water
Strategic Plan:	2015 Utility Master Plan - Water CIP Projects - 2020
Funding:	2020 Water and Sewer Bonds
Assigned:	City Engineer
Project Location:	Water Plant No. 4 Ground Storage Tank Replacement identified as project number 24 on the CIP project location map.
Project Description:	Decommission the existing 0.21 and 0.43 Million Gallon (MG) steel ground storage tanks and add a new 1.0 MG concrete ground storage tank at Water Plant #4.
Project Justification:	Identified in the 2015 Utility Master Plan by Freese and Nichols, Inc. that was approved by the City Council on March 3, 2016.
Current Status:	Design to begin in August 2020.
Impact to Operating Budget:	No
Estimated Useful Life of Capital Investment:	20-25 years

PROJECT COST

	<u>ESTIMATED</u>	<u>ACTUAL</u>	<u>FUNDS BUDGETED</u>	<u>FISCAL YEAR</u>	
<u>DESIGN</u>	\$351,000		\$351,000	2020	Bond
<u>CONSTRUCTION</u>	\$1,755,000		\$1,755,000	2020	Bond
<u>OTHER</u>					
<u>TOTAL:</u>	\$2,106,000	\$0	\$2,106,000		



Peak Flow Storage Basin

Project Number:	25
Project Type:	Sewer
Strategic Plan:	Maintain Infrastructure
Funding:	2020 Water and Sewer Bond Funds
Assigned:	City Engineer/Public Services Director
Project Location:	Wastewater Treatment Plant. Project location identified as number 25 on the CIP project location map.
Project Description:	This project includes the construction of a 1.0 million gallon (MG) peak flow storage basin at the wastewater treatment plant.
Project Justification:	Identified in the 2015 Utility Master Plan by Freese and Nichols, Inc. that was approved by the City Council on March 3, 2016.
Current Status:	Design to start in September 2020.
Impact to Operating Budget:	No
Estimated Useful Life of Capital Investment:	30-35 years

PROJECT COST

	<u>ESTIMATED</u>	<u>ACTUAL</u>	<u>FUNDS BUDGETED</u>	<u>FISCAL YEAR</u>	
<u>DESIGN</u>	\$214,500		\$214,500	2020	Bond
<u>CONSTRUCTION</u>	\$1,072,500		\$1,072,500	2020	Bond
<u>OTHER</u>					
<u>TOTAL:</u>	\$1,287,000	\$0	\$1,287,000		



2020 Asphalt Pavement Project (Contractor)

Project Number:	26
Project Type:	Streets
Strategic Plan:	Maintain Infrastructure
Funding:	Sales Tax Fund
Assigned:	City Engineer
Project Location:	Project locations to be determined.
Project Description:	This project involves the rehabilitation of various asphalt streets within the City of Alvin. The project includes the reclamation, stabilization, and overlay of asphalt streets. The project locations will be determined based on recommendations from the 2014 Asphalt Pavement Assessment by JET Consulting.
Project Justification:	To improve existing infrastructure.
Current Status:	Design to start in February 2020.
Impact on Operating Budget:	No
Estimated Useful Life of Capital Investment:	10-15 years

PROJECT COST					
	<u>ESTIMATED</u>	<u>ACTUAL</u>	<u>FUNDS BUDGETED</u>	<u>FISCAL YEAR</u>	
<u>DESIGN</u>					
<u>CONSTRUCTION</u>	\$500,000		\$500,000	2020	
<u>OTHER</u>					
<u>TOTAL:</u>	\$500,000	\$0	\$500,000		

FY19 COMPREHENSIVE PLAN PROJECT WORKSHEET OVERVIEW

December 2019

PARKS ANNUAL OPERATION AND MAINTENANCE PLAN				
Project Scope	Develop an annual operation and maintenance plan for Alvin's parks system, including provisions for regular physical condition assessments of grounds and facilities, equipment safety inspections, maintenance scheduling and personal tracking and funding and resource assessment.			
Background/Community Value	Items 9 and 14 from the 2035 Comp Plan help create standardized criteria of maintenance and improvements of parks to enhance neighborhood viability. To illustrate, "item 9" encourages staff to focus on park and recreation improvements as a means for elevating neighborhood viability. Also, "item 14" directs staff to develop a park standards manual that outlines equipment standards (types and finishes), branding guidelines, and design requirements so that the Alvin park system maintains a consistent level of quality, maintenance and aesthetic appeal. By developing a park standards manual that outlines equipment standards (types and finishes), branding guidelines, and design requirements, the Alvin park system will maintain a consistent level of quality, maintenance, and desirable aesthetic appeal. This will help sustain and improve the quality, condition and attractive appearance of public areas and facilities within our community.			
Team Leader and Members	Dan Kelinske, Parks & Rec. Dir., Team Leader; Carlos Tavira, Park Operations Manager; Michelle Nerssta, Recreation Manager; Dwight Rhodes, Chairperson Parks and Recreation board.			
Quarterly Updates	Due by 9/29/2016	Due by 12/29/2016	Due by 03/30/2017	Due by 06/29/2017
	Host team meeting in December, once Park Standards Manual is completed to begin information gathering, establish processes and overall plan outline.	Awaiting initial draft of standards manual. Will host initial meeting by January 25 th utilizing draft Park Standards Manual as a guide.	Now that final draft of Parks Standard Manual is complete, will now host initial meeting June 2017	Parks Standard Manual adopted by Council on 6-15-17. Host initial meeting utilizing Park Standards Manual as a guide by August 2017
Quarterly Updates	Due by 09/28/2017	Due by 12/28/2017	Due by 03/29/2018	Due by 06/28/2018
	Conference call scheduled for 11-29 to explore outsourcing draft plan.	Received proposal from KKC. Currently identifying funding source. If approved, this would be a 4-month process.	Project on hold, pending funding.	New Operations Manager hired on 6-25-18 to move plan forward. Next task is to organize contents of plan
Quarterly Updates	Due by 09/27/2018	Due by 12/27/2018	Due by 03/27/2019	Due by 06/27/2019
	Parks Director moved the team meeting to organize contents of plan to October 2018	Due to the specificity and comprehensive nature, staff recommends outsourcing plan,	Requesting funding in next fiscal year budget	Requesting funding in next fiscal year budget
Quarterly Updates	Due by 09/30/2019			
	Not selected for FY-20 Budget. Will consider for next budget cycle			

WALKABILITY

Project Scope	<p>Improve the walkability of neighborhoods with the installation of sidewalks concurrent with all new development and rehabilitation or construction of construction of new sidewalks in the older neighborhoods, particularly adjacent to schools and parks.</p> <p>Sidewalks at the following locations are currently being designed: Willis St. (north side between Gordon and Hardie), Gordon St. (west side in front of Kibbe Realty), Sealy St. (south side between Gordon and Hardie), Hardie St. (east side mid-block to Sealy), Willis St. (south side between Second and Hood), Second St. (west side between Sealy and the Mustang Bayou Bridge), and E. House St. (south side between Hassen Elementary and La Quinta Inn).</p>			
Background/Community Value	Provide safe areas to walk in and around the older sections of town where pedestrians are frequently observed.			
Team Leader and Members	Michelle Segovia, City Engineer, Team Leader; Brian Smith, Public Services Director.			
Quarterly Updates	Due by 9/29/2016	Due by 12/29/2016	Due by 03/30/2017	Due by 06/29/2017
	Project Areas currently being surveyed to identify right-of-way.	Survey work	Survey work to continue through mid-April and begin design.	4-15-17 Project areas have been surveyed to identify right-of-way. Now finishing design and preparing bid package
Quarterly Updates	Due by 09/28/2017	Due by 12/28/2017		
	Bid package sent out and bids were opened on 9-12-17. Going to Council on 10-19-17 for approval. On 10-19-17, Council approved the project in the amount of \$299,038.59	This project will continue from year to year, was moved to the CIP , and will be tracked there		

MAJOR THOROUGHFARE PLAN PHASE II

Project Scope	Klotz Associates in conjunction with City Staff is currently working on Phase II of this two phase Thoroughfare Plan Update which includes the preparation of an Implementation Plan with cost estimates, a Capital Improvements Program (CIP), and the development of funding options including Transportation Improvement Program (TIP) submittals to the Houston Galveston Area Council (HGAC) and is scheduled to be complete March 15, 2018.			
Background/Community Value	The Thoroughfare Plan Update was identified as a near term (less than two years) project in the 2035 Comprehensive Plan. The Thoroughfare Plan benefits the community by establishing a plan for future roadway projects that will increase mobility and ease traffic congestion as the City continues to grow			
Team Leader and Members	Michelle Segovia, City Engineer, Team Leader; David Balmos, Project Manager Klotz Associates; Brian Smith, Public Services Director			
Quarterly Updates	Due by 9/29/2016	Due by 12/29/2016	Due by 03/30/2017	Due by 06/29/2017
	David Balmos to submit draft of the Implementation Plan by 12/31/2016.	Draft Implementation Plan submitted. Now working on cost estimates and prioritization to be submitted as part of a manageable Capital Improvements Program (CIP)	A prioritized list of projects is to be submitted by the end of April 2017.	6-15-17 Completed draft project list with preliminary project cost estimates.
Quarterly Updates	Due by 09/28/2017	Due by 12/28/2017		
	Beth Shelton with RPS Klotz presented plan to Council on 8-3-17. Next goal is to Submit project applications for Transportation Improvement Program (TIP) funding through the Houston Galveston Area Council (HGAC) by 3-15-18	This project was moved to the CIP , and will be tracked there		

DOWNTOWN IMPROVEMENTS				
Project Scope	Create a distinct identity of Downtown, including forming an identifiable edge to the district with monuments and gateway treatments at the entries from each direction (particularly along Business 35 at the northern and southern entries and Sealy street from the west and House street for the east), along with unifying design elements, such as unique signage and banners, landscaping decorative lighting, street and sidewalk/crosswalk patterns and other unique urban design treatments.			
Background/Community Value	Through citizen's input and initial analysis of downtown Alvin, a framework from which to envision a revitalization has been established. The analysis provided an objective view of the study area from varying scales. Both strengths and weaknesses were revealed. The Downtown Improvement Task Force's feedback helped bring us closer to discovering Downtown Alvin's full potential.			
Team Leader and Members	Larry Buehler, Economic Development Dir, Team Leader; Priya Bhakta, Convention Visitor Bureau			
Quarterly Updates	Due by 9/29/2016	Due by 12/29/2016	Due by 03/30/2017	Due by 06/29/2017
	Vision and Next Steps were presented to City Council. Currently reviewing current task force and seeking potential new members and identifying projects.	Henry Dillmann, Kathy Hermann, Paul Stanton on board, seeking other new members. New EDC Employee started January 3 rd , brought up to speed. Staff reviewing the Texas Main Street Program, the Texas Downtown Association, and H-GAC resources to discuss with the group.	LED lights on top of buildings in design and implementation. Engineering designing 5 new decorative street lights. 2 nd Annual Art Walk on May 6 th 2 locations selected for temporary bump-outs. Downtown grant program launched.	<ol style="list-style-type: none"> 1. LED lighting not moving forward due to owner of private buildings not participating, looking at alternative options. 2. Bump-outs will not be done due to traffic pattern concerns relating to TxDOT Business 35 highway. 3. Parking solutions presentation given to Council on 6-15-17 for FY 18 budget consideration. 4. Engineering hired consultant who is designing initial 9 decorative street lights and up to 13 with phasing option. 5. Sidewalk on Willis from city hall to Stanton's Center under design for bidding. 6. 47 businesses mailed grant information. Three have verbally expressed interest in applying.
Quarterly Updates	Due by 09/28/2017	Due by 12/28/2017	Due by 03/29/2018	Due by 06/28/2018
	Dumpsters at the library moved to	New meter and LED lights installed	Repairs completed to globe and	Contract let for 9 new decorative

<p>grass between parking lot and Depot Centre Blvd. to open up 3 parking spaces.</p> <p>Public parking signs installed at City Hall parking lots and in parking lot at southeast intersection of Gordon St. and Sealy St.</p> <p>New concrete pole and streetlight installed on Sealy St. across from City Hall.</p> <p>Electrical engineer has been hired to design all 13 decorative street lights – will go out for bid following review.</p> <p>Sidewalk project to begin construction in upcoming quarter</p> <p>Yarn-bombing installation removed.</p> <p>Meeting with the Stanton's to discuss building improvement and marketing opportunities.</p>	<p>to light interior of city-owned parking lot at the southeast corner of the Gordon St. and Sealy St. intersection.</p> <p>Downtown Business Improvement Grant application received, reviewed, and approved for a new covered patio at the Gordon Street Tavern.</p> <p>Engineered plans received on 12/04/17.</p> <p>Original National Oak Park parking lot located at E. Sidnor St. and Depot Centre Blvd. intersection re-paved and re-striped.</p> <p>Decorative street lighting meeting held between city staff, electrical engineer, and LESCO representative to determine full scope of project. Revisions to engineered drawings are ongoing, and will be reviewed upon completion.</p> <p>Bidding for the project is expected in the next quarter with construction soon to follow.</p> <p>Sidewalk project bid awarded to McCrory-CTI Services. Contract will be initiated on 01/03/18.</p>	<p>parking lot lights at the Alvin Public Library.</p> <p>Staff reviewed modified specifications from LESCO on 02-07-18 and are sending to electrical engineer for minor adjustments.</p> <p>Anticipated return time from electrical engineer is 2-3 weeks. Staff will review updated lighting specifications, taking approximately 2 more weeks. Upon approval, staff will solicit bids for the project, which will take between 6-8 weeks. Once a contractor is selected, a pre-construction meeting will be held to determine contractor availability and start date. The bid will be for 9 new decorative street lights along Willis Street between Gordon Street and Taylor Street. An alternate bid for 4 additional street lights around city hall along Hood Street (2 lights) and Hardie Street (2 lights) will also be solicited.</p> <p>Renovations completed and certificate of occupancy issued to Gordon Street Tavern on 03-14-18. All necessary paperwork submitted, reviewed, and approved.</p> <p>Reimbursement payment was issued to H&S Dillmann,</p>	<p>street lights along Willis Street between Gordon Street and Taylor Street, early October completion date.</p> <p>FY18 Downtown Grant awarded to Corey's Kitchen (new food establishment) at 319 West Willis Street for projects totaling \$36,000 (\$18,000 match). Project complete.</p> <p>New sidewalks continue down Willis Street to Second Street.</p> <p>Stanton's Retail Center painted the front of their center to help in downtown renovations.</p>
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			<p>Inc. on 03-28-18. Local businesses used for the project include: McCoy's Building Supply, Helpenstihl Construction, TDEC, Inc., Home Depot, Wendel's Tool Repair, and Patco Hardware and Lumber.</p> <p>Downtown Incentive Grant review committee met on 03-05-18 to review an application received by Corey's Kitchen to 319 West Willis Street. Application was approved for projects totaling \$36,000 (\$18,000 match from the City of Alvin) and acceptance letter issued to Corey Scopel for improvements to include new plumbing for water and wastewater, new electrical for property lighting, construction and installation of restrooms, new perimeter fencing, new business signage, landscaping, and a new driveway.</p> <p>New sidewalk being installed on Depot Centre Boulevard on 03-08-18. Contractors are expected to begin the remaining downtown sidewalk portions following the completion of the sidewalk on Depot Centre Boulevard.</p>	
Quarterly Updates	Due by 09/27/2018	Due by 12/27/2018	Due by 03/27/2019	Due by 06/27/2019
	Brick paver sidewalks completed along	FY19 Downtown Grant to Fade Stop Barber Shop for	Total Chem opened at 118 West Sealy Street.	FY19 Downtown Grant review committee

	<p>Willis Street, Hardie Street, Sealy Street and Gordon Street.</p> <p>Nine (9) new decorative street lights installed along Willis Street between Gordon Street and Taylor Street. TNMP contacted to activate lights.</p> <p>FY18 Downtown Grant awarded to Stanton's Shopping Center at 219 North Taylor Street for projects totaling \$3,775.93 (\$1,887.97 match). The grant approved the installation of nine (9) new LED lights atop Stanton's Shopping Center to illuminate the parking lot. Project complete.</p> <p>FY18 Downtown Grant awarded to Fade Stop Barber Shop at 221 West Sealy Street for projects totaling \$4,200 (\$2,100 match). The grant approved the installation of a new LED lit wall sign on the front of Fade Stop Barber Shop. Project complete.</p> <p>FY18 Downtown Grant awarded to Tommaso's Italian Restaurant at 507 North Gordon Street for projects totaling \$2,679.18 (\$1,339.59 match). The grant approved the installation of five (5) new LED lights mounted atop Tommaso's Italian</p>	<p>expansion of storefront window completed on 11-06-18 and reimbursement check issued. Project complete.</p> <p>FY19 Downtown Grant to Jodie's Hair Center for installation of a new front door completed on 10-24-18 and reimbursement check issued. Project complete.</p> <p>Rocket Boom Coffee opened at 419 West Sealy Street.</p> <p>FY19 Downtown Grant awarded to Rocket Boom Coffee at 419 West Sealy Street for projects totaling \$4,704.98 (\$2,352.49 match). The grant approved painting of the exterior of the building and installation of a new wall sign. Project complete.</p> <p>G & G Kustom Designing opened at 219 West Sealy Street.</p> <p>Direct mail out of grant guidelines, application, past projects and boundary map to 49 downtown businesses.</p>	<p>Ugly corner well plugging completed and the City can now move forward to secure the Marton property.</p> <p>D.A.R.T. meeting held on 02-04-19 to provide updates to the group and discuss potential downtown events in the Stanton's overflow parking lot.</p>	<p>meeting held on 07-09-19 for Patco Hardware & Lumber. The review committee has postponed a final determination pending more extensive plans and bid information from the applicant.</p> <p>Downtown grant information provided to two (2) interested business owners.</p> <p>Monthly car shows being held during the summer months in Stanton's overflow parking lot on Sunday mornings, hosted by Rocket Boom Coffee.</p>
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	<p>Restaurant and their pole sign to illuminate the parking lot. Project complete.</p> <p>FY19 Downtown Grant awarded to Fade Stop Barber Shop at 221 West Sealy Street for projects totaling \$6,100.00 (\$3,050.00 match). The grant approved the expansion of a window on the front of the building to allow for passing vehicles and pedestrians to see inside of the barber shop. Project complete.</p> <p>FY19 Downtown Grant awarded to Jodie's Hair Center at 104 South Hood Street for projects totaling \$1,880.00 (\$940.00 match. The grant approved the replacement of the front door to Jodie's Hair Center, and is the first phase of renovations that are to include new fencing, a new awning, parking lot resurfacing and an exterior paint job of the building. Project complete.</p>			
Quarterly Updates	Due by 09/30/2019	Due by 12/31/2019	Due by 03/31/20	
	<p>FY19 Downtown Grant awarded to Stanton's Shopping Center to install new signage along the storefront. Project complete.</p> <p>FY19 Downtown Grant awarded to Patco Hardware &</p>	<p>FY20 Business Incentive Grant awarded to Alvin Seafood & Grill for painting of exterior of building, installation of cultured stone and wainscoting and installation of exterior LED</p>		

	<p>Lumber to install a new entrance that will align with Hood Street and convert the existing entrance into a glass display window. The approved application also includes new sidewalks and concrete work to make the new entrance ADA compliant. Project ongoing.</p> <p>Downtown Grant program expanded to now include the Gordon Street corridor from HWY 6 to FM 1462. The guidelines and application were also revised to reflect the review committee's desire to see more extensive façade exterior renovations, and funding for the grant program was increased from \$25,000 to \$50,000 for FY20.</p> <p>Island Driving School has opened at 219 W. Sealy St.</p> <p>Lobito's Tienda Salvadorena has opened at 317 W. Willis St.</p>	<p>lighting. Project ongoing.</p> <p>Three (3) new wooden sculptures created from dying trees at National Oak Park.</p> <p>ABC 13+ visited downtown Alvin to include the historic train depot, Stanton's Shopping Center, Gordon Street Tavern and Rocket Boom Coffee to highlight communities around Houston to begin 2020.</p> <p>Submitting photos, video and a short essay to HGTV's new show "Home Town Takeover," in which a chosen city will have the hosts of the show renovate 1 or 2 small businesses, 1 or 2 homes with intriguing architecture and provide a facelift to a main street in town.</p> <p>Trick or Treat trail at National Oak Park hosted by the Parks Department on October 31, 2019.</p> <p>Home for the Holidays at National Oak Park hosted by the Parks Department on December 7, 2019.</p>		
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DEVELOPMENT OF BLUE TRAILS				
Project Scope	Develop a "Blue Trails" concept plan and trail network that establishes the Mustang Bayou waterways as a key addition to the larger Alvin Trails Network and capitalizes on local resources as a means of tourism, education, research and recreation			
Background/Community Value	This goal was adopted into the City's comprehensive plan. The City Council provided funding in the FY2018 budget to conduct a study.			
Team Leader and Members	Dan Kelinske, Parks and Recreation			
Quarterly Updates	Due by 12/29/2017	Due by 3/29/2018		
	Initial call with consultant to discuss scope of services 11-29-2017.	This project was moved to the CIP , and will be tracked there		

REVISION TO PARKLAND DEDICATION FEES IN LIEU				
Project Scope	Revise parkland dedication fees in lieu and development ordinance to establish a fund to allow for community park dedication and subsequent fund allocation so that the City might have more opportunities to acquire larger parcels of land. This will benefit a larger service area rather than solely requiring dedication within dedication "zones".			
Background/Community Value	This goal was adopted into the City's comprehensive plan. By completing this goal, the current quadrants which were established to limit the area where parkland dedication funds could be spent based on area of fee collection would be eliminated. By eliminating the quadrants, future parkland dedication funds would be available for use throughout the City.			
Team Leader and Members	Dan Kelinske, Parks and Recreation Florence Chappa - Finance Diane Harper - Legal			
Quarterly Updates	Due by 12/29/2017	Due by 3/29/2018		
	Hold team meeting to review draft of changes to Ord. 06-U and establish mechanism to "freeze" existing funds within quadrants 1-4	1/3/2018 - Park Board discussed and recommended approval of Ordinance 18-C revision of parkland dedication fees in lieu. 2/15 -City Council approved Ordinance 18-C. Project Completed		

REGIONAL DETENTION				
Project Scope	Form a target-area capital investment program focused on infrastructure improvements within at-risk neighborhoods.			
Background/Community Value	This goal was adopted into the City's comprehensive plan. By completing this goal.			
Team Leader and Members	Michelle Segovia – City Engineer			
Quarterly Updates	Due by 12/29/2017	Due by 3/29/2018		
		This project is addressing drainage for at risk neighborhoods, was moved to the CIP , and will be tracked there		

TREES WITHIN CITY RIGHT OF WAY				
Project Scope	Address trees in all new residential developments in relationship to street and utility placement to avoid problems			
Background/Community Value	This goal was adopted into the City's comprehensive plan. By completing this goal, it will avoid problems within utility placement as the street trees grow.			
Team Leader and Members	Michelle Segovia – City Engineer			
Quarterly Updates	Due by 09/29/2016	Due by 12/29/2016		
	Team to approve final draft of tree ordinance.	Recommend removal of residential new construction from ordinance following CPC review. Team approval of final draft of ordinance. CPC review completed and City Council approval completed. Project Completed		

PRO-ACTIVE CODE ENFORCEMENT				
Project Scope	Employ a pro-active code enforcement strategy that first offers helpful assistance to property owners in complying with municipal codes rather than a punitive approach, so that enforcement resources may be targeted to the worst areas and offenders.			
Background/Community Value	This goal was adopted into the City's comprehensive plan. By completing this goal, Code Compliance will provide assistances and education before a punitive approach.			
Team Leader and Members	Brian Smith – Public Works Director			
Quarterly		Due by 3/29/2018	Due by 6/28/2018	Due by 9/27/2018

<p>Updates</p>		<p>Management Assistant (MA) is researching the process and procedures of Code Compliance.</p>	<p>MA spent time inside the department and out in the field, now exploring new options</p>	<p>Project was delayed during this quarter while Code Compliance was down to one staff member. Project is continuing now that staffing level is back to normal. Code continues to approach each case in an educational way before enforcement. Although Code continues to approach each case in this way it is always changing, and Code makes the necessary adjustments.</p> <p>Project Completed</p>
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AGENDA COMMENTARY

Meeting Date: 2/6/2020

Department: Finance

Contact: Michael Higgins, Chief Financial Officer

Agenda Item: Receive and acknowledge receipt of the Financial Report for December 31, 2019.

Type of Item: Ordinance Resolution Contract/Agreement Public Hearing Plat Discussion & Direction Other

Summary: The City Charter requires the Chief Financial Officer to report on the financial condition of the City each quarter. The City's investment report has previously been submitted to the City Manager, the Mayor, and City Council.

Funding Expected: Revenue Expenditure N/A **Budgeted Item:** Yes No N/A

Funding Account: _____ **Amount:** _____ **1295 Form Required?** Yes No

Legal Review Required: N/A Required **Date Completed:** _____

Supporting documents attached:

- Financial Reports – Dec 2019

Recommendation: Move to acknowledge receipt of the December 2019 financial report.

Reviewed by Department Head, if applicable

Reviewed by City Attorney, if applicable

Reviewed by Chief Financial Officer, if applicable

Reviewed by City Manager

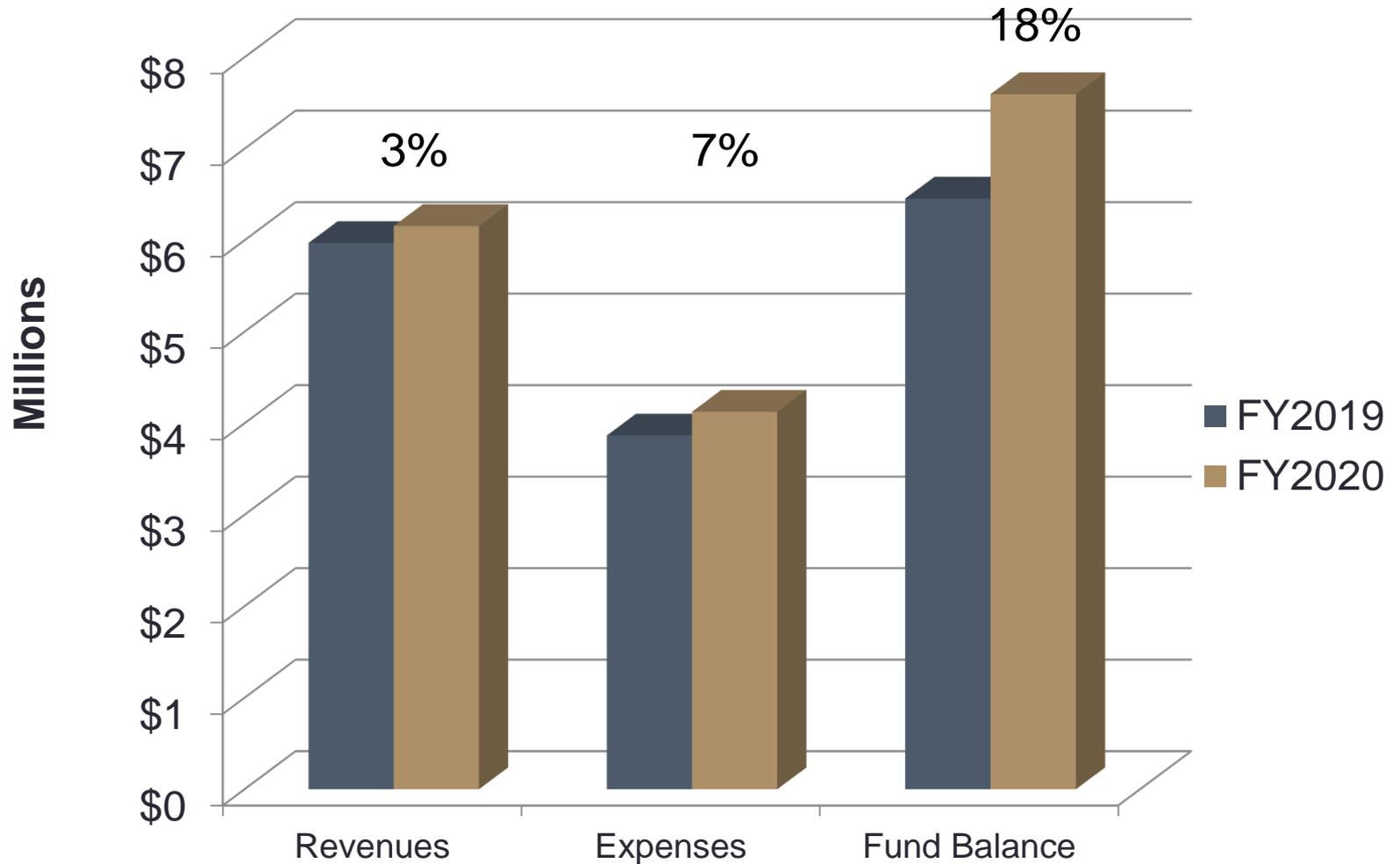
CITY OF ALVIN

Financial Summary

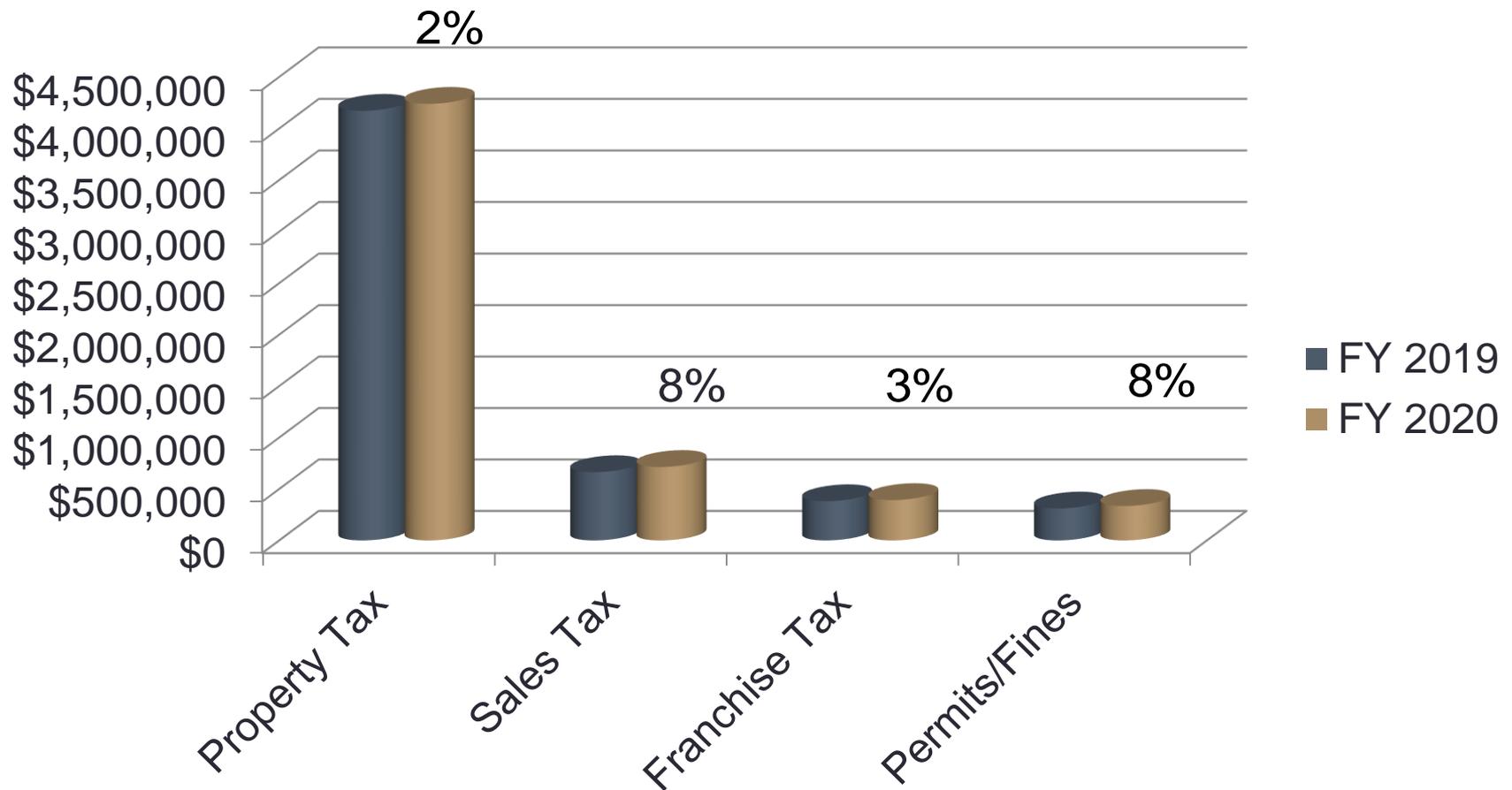
Quarter Ended December 31, 2019

General Fund Summary

Revenue, Expense & Fund Balance Comparison



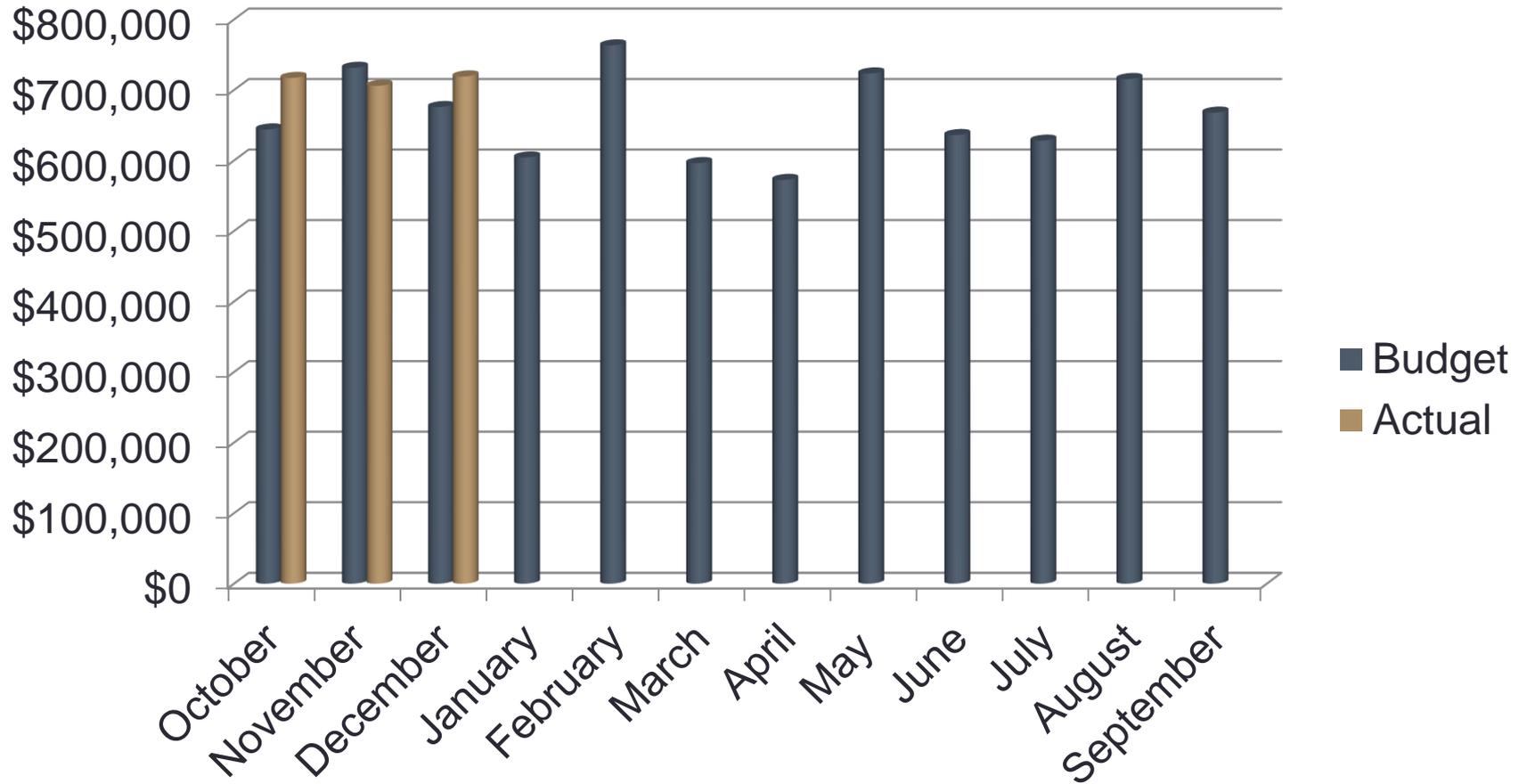
General Fund Major Revenue Comparison as of December 2019



Sales Tax Revenues

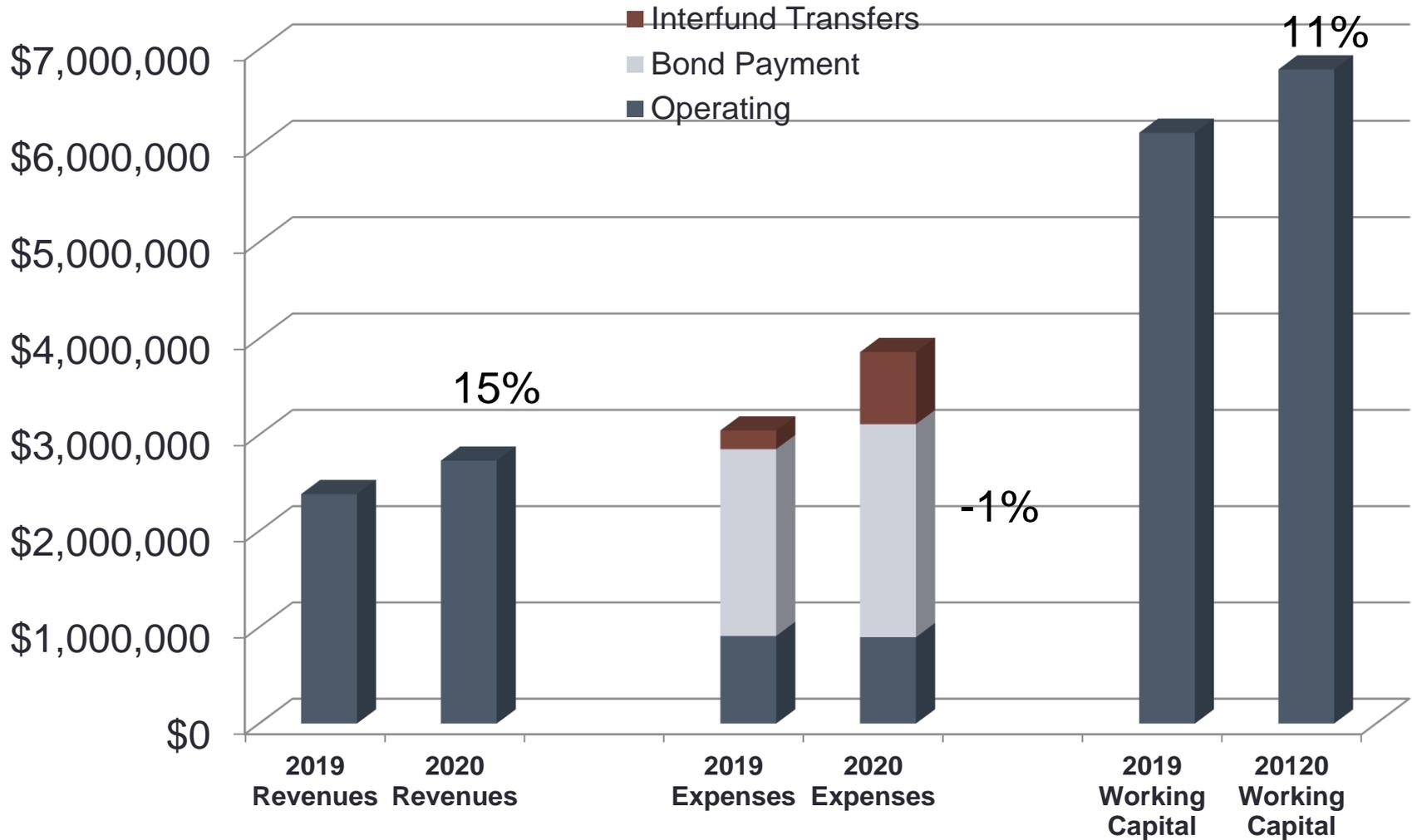
Budget vs. Actual

FY 2019-20



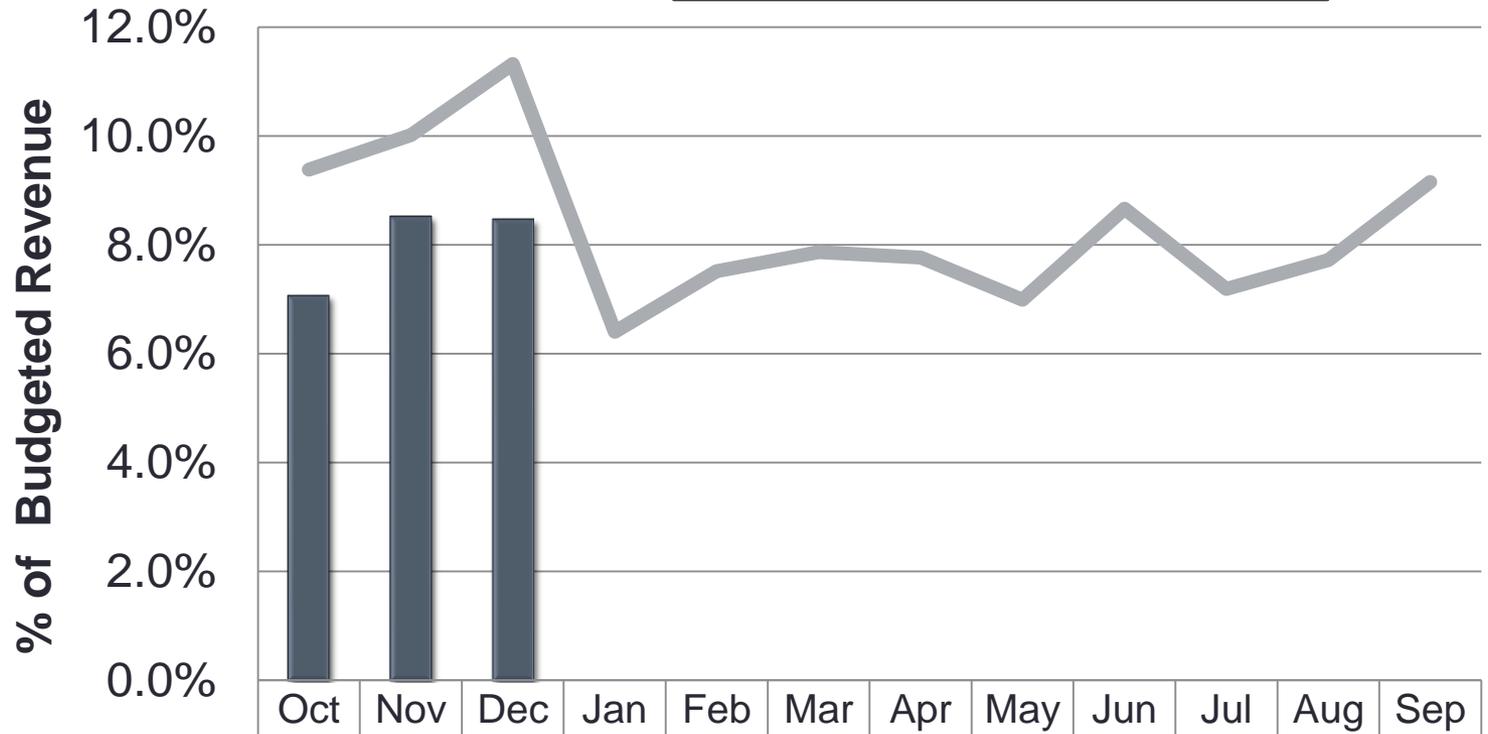
UTILITY FUND

Revenue & Expense Comparison (YTD)



% of FY20 W&S Revenue Budget Billed per Month

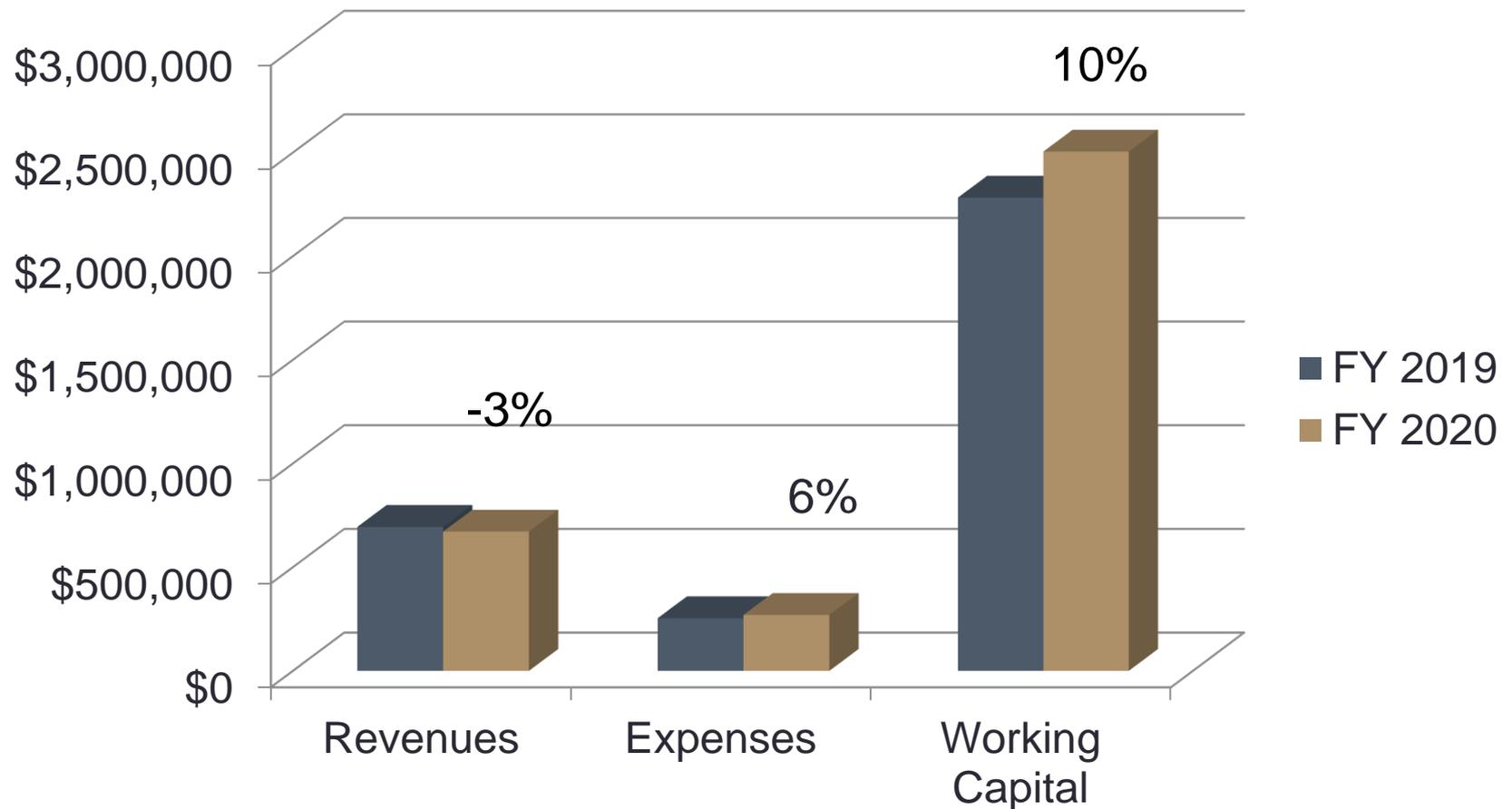
FY20 Billing (YTD) – 24%
 5-Year Historical Average Billing – 31%



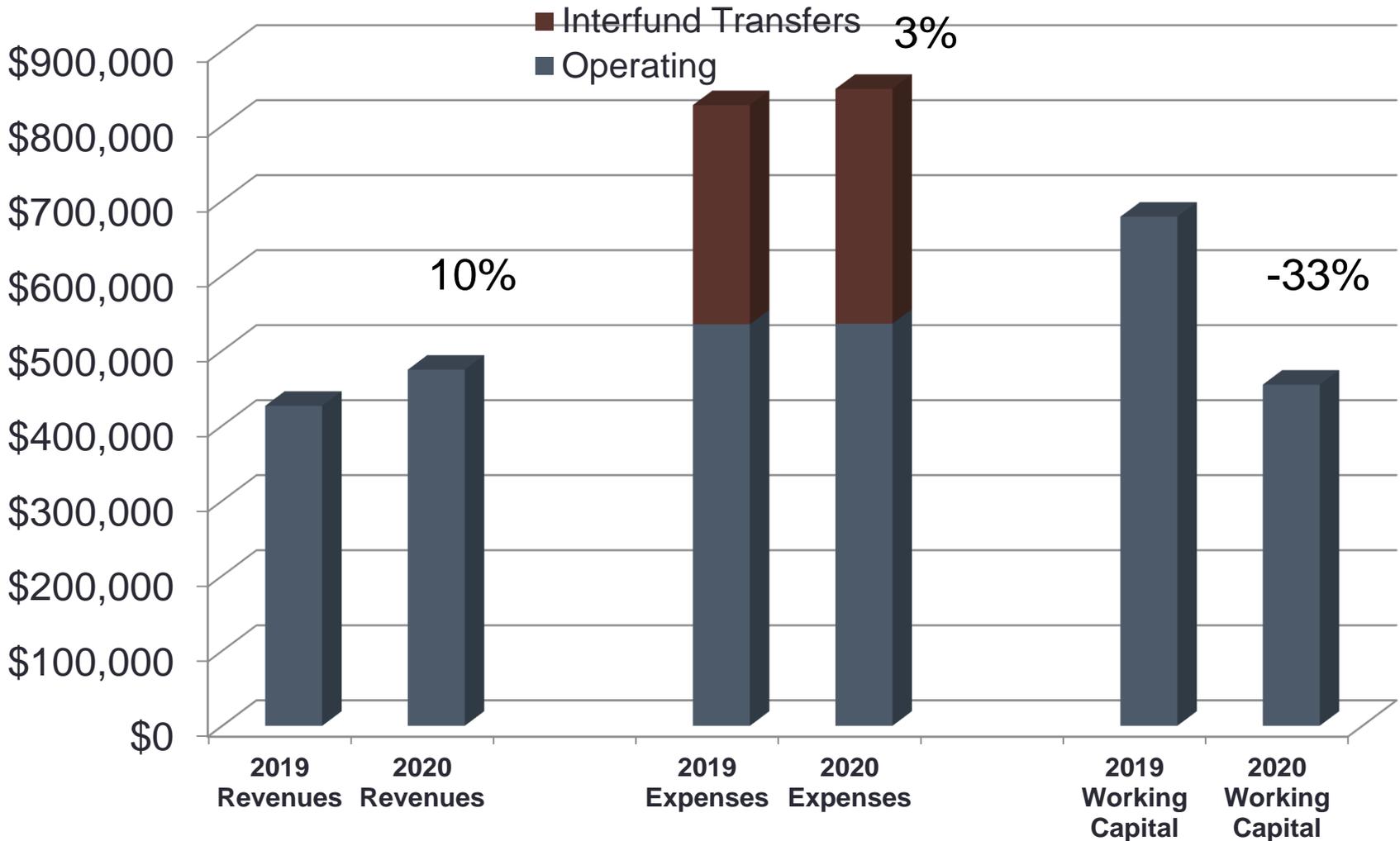
FY20 Budget Billed	7.1%	8.5%	8.5%										0.0%
5yr - Average	9.4%	10.0%	11.3%	6.4%	7.5%	7.9%	7.8%	7.0%	8.7%	7.2%	7.7%	9.2%	

Line - 5 year history of the % of total annual billings per month.
 Bar - % of the Fiscal Year 2019-20 budgeted revenues billed per month.

Sanitation Fund Revenue & Expense Comparison (YTD)



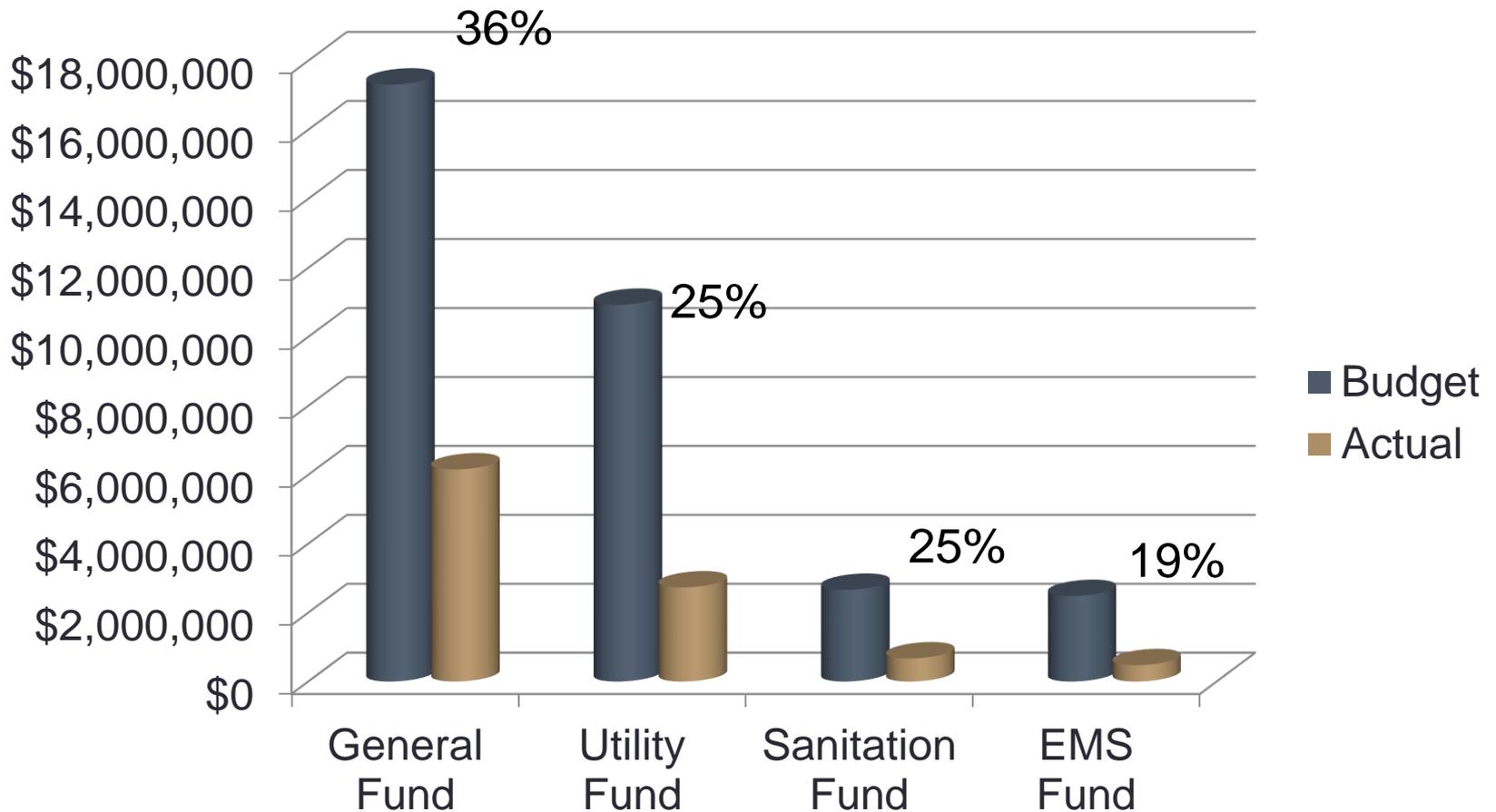
EMS Fund Revenue & Expense Comparison (YTD)



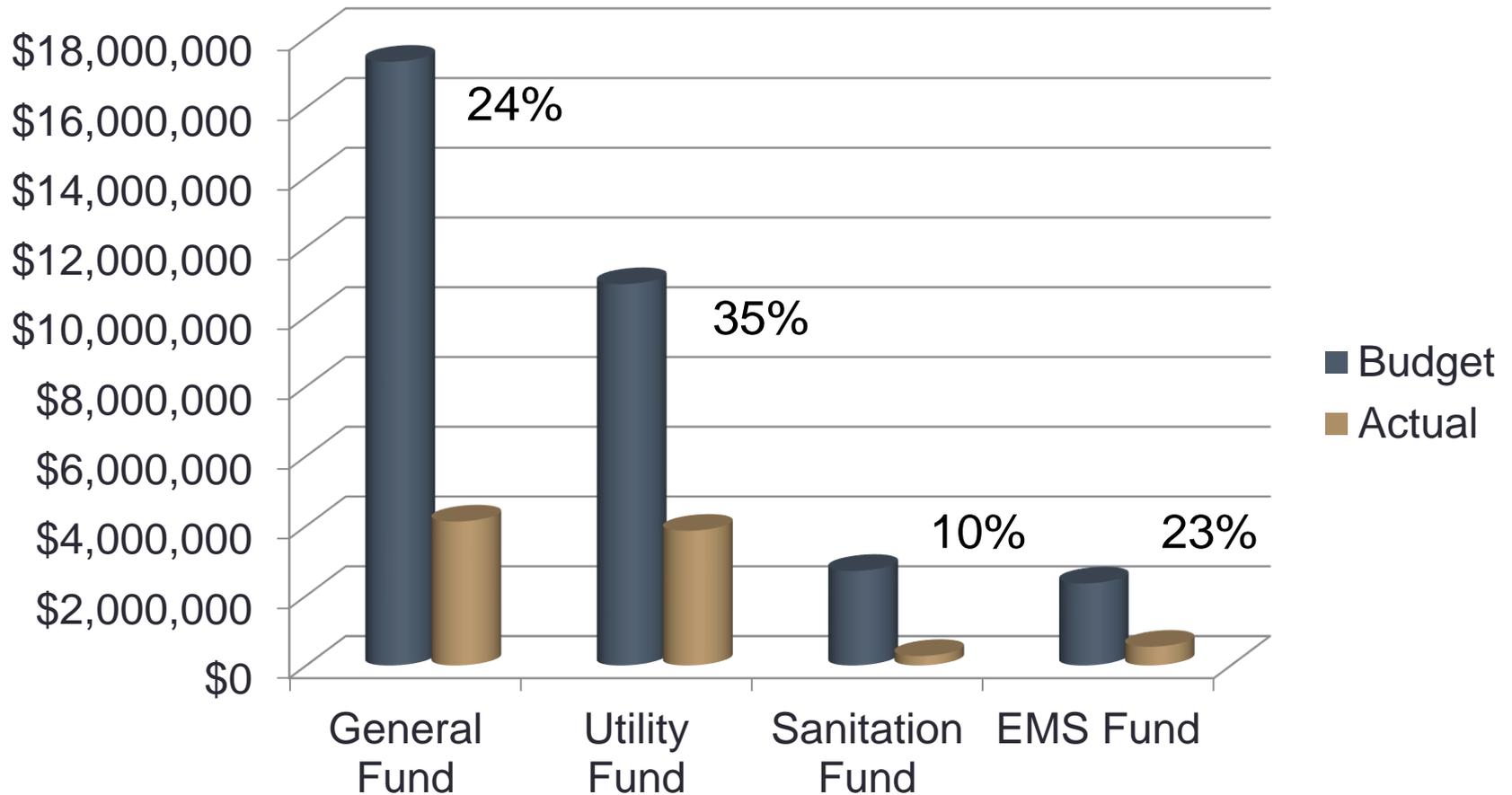
Operating Revenues

Budget vs. Actual

as of December 2019 (25% of FY)



Operating Expenditures Budget vs. Actual as of December 2019 (25% of FY)



Cash and Investment Summary

Cash and Investments as of December 2019

FUNDS	BALANCE
GENERAL FUND	\$ 10,211,724
UTILITY FUND	9,548,478
SPECIAL REVENUE FUNDS *	2,181,738
TIRZ	755,353
CEMETERY FUND	679,001
SANITATION FUND	1,584,933
EMS FUND	406,282
CAPITAL PROJECTS (GOVERNMENTAL) **	20,214,366
CAPITAL PROJECTS (UTILITY) ***	32,668,708
INTERNAL SERVICE FUNDS ****	4,659,953
DEBT SERVICE	408,748
Total	\$ 83,319,285

- * Fire Capital, Hotel, Municipal Court, Special Investigation, Senior, Public Education Governmental, and Donation Funds
- ** Sales Tax Fund and Governmental Bond Funds
- *** Utility Bond Funds
- **** Central Shop, Vehicle Replacement, Computer Replacement / Maintenance Funds

Bond Fund Summaries

2006 Tax & Revenue COs (Fund 313)

RESOURCES	Total Projected
Bond Proceeds Net Issuance Cost	2,510,209
Transfer Series 2007 Tax Notes	800,000
Transfer from Series 2006 (EMS Reimbursement)	38,125
Additional Project Funds	117,054
Transfer from 2006 CO Series B for Bobcat purchase	30,000
Accrued Interest	243,488
Total Resources	<u>\$ 3,738,875</u>

EXPENDITURES	Total Projected
Fire Station #3	1,390,393
Driveway Repair @ Fire Station	33,039
Fire Truck Replacement	825,532
Control Unit Auto Lights @ Athletic Field	15,391
Three X Wave Equipment	10,585
Gazebo @ Adame Park	14,500
Land Purchase Across from Depot	68,497
Depot Improvements	155,370
Bob Briscoe Park Improvements	957,553
Bobcat	47,672

New Projects:

Fire Equipment (Fire truck equipment & emergency mgmt)	108,242
Park/Recreation Facility Improvements	112,100
Total Expenditures	<u>\$ 3,738,874</u>

\$ 0

2015 Tax & Revenue COs (Fund 235)

RESOURCES	Total Projected
Bond Proceeds Net Issuance Cost	10,144,753
Accrued Interest FY16	30,663
Accrued Interest FY17	56,047
Accrued Interest FY18	109,180
Accrued Interest FY19	165,847
Accrued Interest FY20	21,114
Total Resources	<u>\$ 10,527,604</u>

EXPENDITURES	Total Projected
Automated Meter Reading System	2,713,261
WWTP Phase II	5,583,786
Emerg Sewer Line (1462)	44,700
Tractor	43,286
Bar Screen @ WWTP	225,000
Sludge Removal	160,000
I&I	1,710,078
Misc.	47,494
Total Expenditures	<u>\$ 10,527,605</u>
	<u><u>\$ 0</u></u>

2018 Water & Sewer Revenue Bonds (Fund 236)

RESOURCES	Total Projected
Bond Proceeds Net Issuance Cost	9,307,277
Accrued Interest	19,828
FY19 Accrued Interest	195,291
FY20 Accrued Interest	17,039
Total Resources	\$ 9,539,435

EXPENDITURES	Total Projected
Fairway & South Water Line Imp.	1,756,907
Waterline Imp.- Phase I	922,985
Water Plant #6 Tank Replacement	2,765,926
Lift Station #14 & 17 Rehab	1,093,317
LS #30 Expansion & Hwy 6 Gravity Mains	679,865
54" Eastside Interceptor	2,076,000
Miscellaneous	244,435
Total Expenditures	\$ 9,539,435
	\$ 0

2019 Tax & Revenue COs (Fund 318)

RESOURCES	Total Projected
Bond Proceeds Net Issuance Cost	16,003,006
FY19 Accrued Interest	94,549
FY20 Accrued Interest	46,762
Total Resources	\$ 16,144,317

EXPENDITURES	Total Projected
Fire & EMS Construction	14,200,000
Drainage Improvements	1,800,000
Misc.	144,317
Total Expenditures	\$ 16,144,317
	\$ 0

2019 Water & Sewer Revenue Bonds (Fund 237)

RESOURCES	Total Projected
Bond Proceeds Net Issuance Cost	16,202,292
FY19 Accrued Interest	111,562
FY20 Accrued Interest	47,399
Total Resources	\$ 16,361,253

EXPENDITURES	Total Projected
Eastside Interceptor	5,898,880
Lift Station 30 Expansion Hwy 35	5,777,300
Water Improvements Phase I & II	4,537,495
Miscellaneous	147,579
Total Expenditures	\$ 16,361,254
	\$ 0



AGENDA COMMENTARY

Meeting Date: 2/6/2020

Department: City Secretary

Contact: Dixie Roberts, City Secretary

Agenda Item: Consider a Report by the City Secretary regarding a Petition filed on January 21, 2020, on behalf of the Alvin Police Officers Association, requesting a proposition be placed on the May 2020 ballot to be voted for or against to read: “The adoption of the fire fighters’ and police officers’ civil service law, applicable to only the police department.” The City Secretary shall certify the petition as either sufficient or insufficient in accordance with Article IV of the City of Alvin Charter, for City Council’s submittal to the electorate for the election scheduled for May 2, 2020.

Type of Item: Ordinance Resolution Contract/Agreement Public Hearing Plat Discussion & Direction Other

Summary: On January 22, 2020, the City Secretary received a petition from Matthew Jrab (a qualified voter of the City of Alvin, and an Alvin police officer) on behalf of the Alvin Police Officer’s Association to include on the ballot of the next uniform election date (May 2, 2020) a proposition to vote for or against the “Adoption of the fire fighters’ and police officers’ civil service law, applicable to only the police department.” The City’s Charter requires that the petition submitted have at least 200 signatures from qualified voters of the City of Alvin.

Mr. Jrab submitted one completed petition packet that included 15 petitions that were circulated by registered voters of the City of Alvin, with a total of 252 signatures. On January 23, 2020, the City Secretary reviewed and has certified the petition as sufficient with 202 signatures verified as registered voters, meeting the requirement of the 200 required signatures.

The City Secretary certifies that the petition submitted by Matthew Jrab is sufficient and recommends that a Special Election be called for May 2, 2020, as required by Chapter 143 of the Local Government Code – Municipal Civil Service for Firefighters and Police Officers.

Funding Expected: Revenue Expenditure N/A **Budgeted Item:** Yes No N/A

Funding Account: _____ **Amount:** _____ **1295 Form Required?** Yes No

Legal Review Required: N/A Required **Date Completed:** 1/29/2020 SLH

Supporting documents attached:

- City Secretary’s Certification of Sufficiency of Petition

Recommendation: Move to accept the Report by the City Secretary regarding a Petition filed on January 21, 2020, on behalf of the Alvin Police Officers Association, requesting a proposition be placed on the May 2020 ballot to be voted for or against to read: “The adoption of the fire fighters’ and police officers’ civil service law, applicable to only the police

department.” The City Secretary shall certify the petition as either sufficient or insufficient in accordance with Article IV of the City of Alvin Charter, for City Council’s submittal to the electorate for the election scheduled for May 2, 2020.

Reviewed by Department Head, if applicable

Reviewed by City Attorney, if applicable

Reviewed by Chief Financial Officer, if applicable

Reviewed by City Manager

STATE OF TEXAS }
 }
COUNTY OF BRAZORIA }
 }
CITY OF ALVIN }

CERTIFICATE OF SUFFICIENCY

I, Dixie Roberts, City Secretary for the City of Alvin, Texas, received a petition on January 21, 2020, with the following description:

"THE CITY COUNCIL OF THE CITY OF ALVIN TEXAS TO CALL FOR AN ELECTION PURSUANT TO SECTION 143.004 OF THE TEXAS LOCAL GOVERNMENT CODE FOR THE ADOPTION OF THE FIRE FIGHTERS AND POLICE OFFICERS' CIVIL SERVICE LAW; APPLICABLE ONLY TO THE POLICE DEPARTMENT FOR VOTER APPROVAL OR DENIAL"

After completing my examination of the petition with witness thereof, I hereby certify the results thereof on Wednesday, January 22, 2020. The results were presented to the City Council at its regularly scheduled meeting on Thursday, February 6, 2020, at which time a Special Election was called for said petition as required by Chapter 143 of the Texas Local Government Code.

Furthermore, I certify that:

- The petition contains language that is clear;
- Each separate petition contains a circulator's affidavit with a statement that he/she personally circulated the petition paper that it bears a stated number of signatures, that all signatures were made in his/her presence, and that he/she believes them to be the genuine signatures of the persons whose names they purport to be;
- Each signer signed in ink or indelible pencil and indicated his/her place of residence by street and number;
- The petition papers are assembled and filed as one instrument;
- The petition contains the signers' printed names;
- The petition contains the signers' date of birth or voter registration number and county of registration;
- The petition contains the date of signing for each signer (a petition signature is invalid if the signer signed the petition earlier than the 180th day before the date the petition is filed.); and therefore

- The petition papers are signed by a sufficient number of qualified voters, to wit:

Total Signatures Received (200 needed)	Number of Lists Received	Valid Signatures	Invalid Signatures
252	15	202	50

In witness whereof I have hereunto set my hand and affixed the official seal of said office this the 22nd day of January 2020.





DIXIE ROBERTS, CITY SECRETARY



AGENDA COMMENTARY

Meeting Date: 2/6/2020

Department: City Secretary

Contact: Dixie Roberts, City Secretary

Agenda Item: Consider Resolution 20-R-04, calling and establishing the procedures for a Special Election to be held on May 2, 2020, for the purpose of submitting to the qualified voters of the City of Alvin, Texas, a proposition to vote “for” or “against” the “Adoption of the fire fighters’ and police officers’ civil service law, applicable to only the police department;” and providing for other related matters thereto.

Type of Item: Ordinance Resolution Contract/Agreement Public Hearing Plat Discussion & Direction Other

Summary: The City Secretary received a petition from Matthew Jrab on behalf of the Alvin Police Officer’s Association to include on the ballot of the next uniform election date (May 2, 2020) a proposition to vote for or against the “Adoption of the police officers’ civil service law.” The City’s Charter requires that the petition submitted have at least 200 signatures from qualified voters of the City of Alvin. On January 22, 2020, Mr. Jrab (a qualified voter of the City of Alvin, and an Alvin police officer) submitted one initiative packet that included 15 circulated petitions, with a total of 252 signatures. The City Secretary reviewed and certified the petition as sufficient on January 23, 2020, with 202 signatures having been verified as valid registered voters.

Chapter 143 of the Texas Local Government Code states that a governing body who receives a petition requesting such election that is signed by the required number of qualified voters, *shall* order an election submitting to the voters the question of whether this chapter should be adopted. This Resolution calls for such Special Election on Saturday, May 2, 2020.

The City of Alvin will contract with the Brazoria County Elections Office to conduct this election. Brazoria County has the voting equipment required to conduct elections. The City Secretary’s Office will handle the filings and all required paperwork and postings as required by state election law.

Early Voting will begin on Monday, April 20, 2020, and will go through Tuesday, April 28, 2020, and will be held at the Alvin Library. Voters can cast their ballot at any Early Voting location throughout Brazoria County.

Early Voting Locations:

Angleton: East Annex, 1524 E. Mulberry

Alvin: Alvin Library, 105 S. Gordon

Brazoria: Brazoria Library, 620 S. Brooks

Freeport: Freeport Library, 410 Brazosport Blvd.

Lake Jackson: Lake Jackson Library, 250 Circle Way

Manvel: North Annex, 7313 Corporate Dr.

Pearland East: Tom Reid Library, 3522 Liberty Dr.

Pearland West: Westside Event Center, 2150 Country Place Pkwy.

Shadow Creek: Pearland Westside Library, 2803 Business Center Dr. #101

Sweeny: Sweeny Community Center, 205 W. Ashley Wilson Rd.

West Columbia: New Precinct 4 Building, 121 N. 10th Street

Early voting dates and hours:

April 20-24; 8am-5pm

April 25; 7am-7pm

April 27-28; 7am-7pm

Election Day voting will be held at the Alvin Library. Voters may also cast their ballot at any Voting Center in Brazoria County.

Staff recommends approval of Resolution 20-R-04.

Funding Expected: Revenue Expenditure N/A **Budgeted Item:** Yes No N/A

Funding Account: _____ **Amount:** _____ **1295 Form Required?** Yes No

Legal Review Required: N/A Required **Date Completed:** 1/29/2020 SLH

Supporting documents attached:

- Resolution 20-R-04 and Attachment "A"
 - City Secretary's Certification of Sufficiency of Petition
-

Recommendation: Move to approve Resolution 20-R-04, calling and establishing the procedures for a Special Election to be held on May 2, 2020, for the purpose of submitting to the qualified voters of the City of Alvin, Texas, a proposition to vote "for" or "against" the "Adoption of the fire fighters' and police officers' civil service law, applicable to only the police department;" and providing for other related matters thereto.

Reviewed by Department Head, if applicable

Reviewed by City Attorney, if applicable

Reviewed by Chief Financial Officer, if applicable

Reviewed by City Manager

RESOLUTION 20-R-04

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF ALVIN, TEXAS, CALLING AND ESTABLISHING PROCEDURES FOR A SPECIAL ELECTION TO BE HELD ON MAY 2, 2020; FOR THE PURPOSE OF SUBMITTING TO THE QUALIFIED VOTERS OF THE CITY OF ALVIN, TEXAS, A PROPOSITION TO VOTE FOR OR AGAINST THE “ADOPTION OF THE FIRE FIGHTERS’ AND POLICE OFFICERS’ CIVIL SERVICE LAW, APPLICABLE TO ONLY THE POLICE DEPARTMENT;” AND PROVIDING FOR OTHER RELATED MATTERS THERETO.

WHEREAS, the City Secretary has received a petition calling for a Special Election for the adoption of the police officer’s civil service law; and

WHEREAS, the City Secretary has verified and certified this petition and presented findings to the Alvin City Council on February 6, 2020; and

WHEREAS, the laws of the State of Texas provide that on the 2nd day of May 2020, a Special Election shall be held to vote “for” or “against” the “Adoption of the fire fighters’ and police officer’s civil service law, applicable to only the police department;” and

WHEREAS, the Alvin City Council herewith proceeds with the ordering of such Special Election and the City Council has determined that holding such Election is in the public interest; and

WHEREAS, the Alvin City Council has also ordered a General Election to be held on May 2, 2020, for the election of a Mayor and a member to City Council District E by the adoption of Resolution 20-R-03;

NOW, THEREFORE, BE IT RESOLVED AND ORDERED BY THE CITY COUNCIL OF THE CITY OF ALVIN, TEXAS:

Section 1. Special Election Ordered. The Special Election of the City is ordered to be held shall be held on Saturday, May 2, 2020, between the hours of 7:00 a.m. and 7:00 p.m. for the purpose of submitting to the qualified voters of the City of Alvin, Texas, a proposition to vote “for” or “against” the “Adoption of the police officers’ civil service law.”

The proposition shall take effect upon its adoption and the entering of an order by the City Council declaring the proposition adopted.

Section 2. Contract with Brazoria County/voting systems. The special election shall be held and conducted by Brazoria County. The City of Alvin, Texas (hereinafter the “City”) has made provision to contract with Brazoria County to conduct the City’s election, pursuant to *Chapter 31 of the Texas Election Code*, and *Chapter 791 of the Texas Government Code* (the Joint Election Agreement and Contract for Election Services, hereafter called the “Election Agreement”), and such election agreement provides for political subdivisions subject to the election agreement that hold elections on the same day in all or part of the same territory to hold a joint election as authorized in *Chapter 271 of the Texas Election Code*;

Section 3. Notice of Election. Notice of the election shall be given and the election shall be held in compliance with the provisions of the *Texas Election Code*, the *Federal Voting Rights Act of 1965, as amended*, and the *City Charter* in all respects. Notice of the election shall be made by publishing the Notice of Election, in both English and Spanish, at least one time, not earlier than thirty (30) days nor later than ten (10) days prior to said election, in a newspaper of general circulation published within the City; and by posting of the notice on the bulletin board used for posting notices of meetings of City Council at City Hall not later than the twenty-first (21st) day before the election, written in both English and Spanish.

Section 4. Ballots. The ballots for the election shall comply with the *Texas Election Code* and be in the form provided by the City to the Brazoria County Election Officer for use on the voting devices and ballots used by Brazoria County. The official ballot shall be prepared in such a manner as will permit the voters to vote “For” or “Against” the proposition submitted, with the proposition to be expressed on the official ballot in a form substantially as follows:

Proposition 1

Adoption of the fire fighters’ and police officer’s civil service law,
applicable to only the police department.

FOR _____ AGAINST _____

Section 5. Election Procedures. The Brazoria County Election Officer and his/her employees and appointees, and the election judges, alternate judges and clerks properly appointed for the election, shall hold and conduct the election in the manner provided by the Election Agreement and the law governing the holding of general and special elections by home rule cities of the State of Texas; and the official ballots, together with such other election materials as are required by the *Texas Election Code*, shall be prepared in both the English and Spanish languages and shall contain such provisions, markings and language as is required by law.

Section 6. Early Voting. Early voting, both by personal appearance and by mail, will be conducted by the Brazoria County Election Officer, who is designated and appointed as the Early Voting Clerk, in accordance with the *Texas Election Code*. Early voting by personal appearance shall be conducted at places and locations authorized by state law and the Brazoria County Election Officer as described in “Attachment B.” Early voting shall commence on Monday, April 20, 2020, and continue through Tuesday, April 28, 2020, and early voting polls shall remain open for the time specified by the *Texas Election Code*. Early voting shall also be held at any time and location authorized by the Brazoria County Election Officer. Early voting by City residents may be conducted at any Brazoria County early voting location and any location exclusively designated by the Brazoria County Election Officer.

Section 7. Election Precincts and Polling Places. The election precincts for the election shall be the election precincts established by Brazoria County, provided that each shall contain and include geographic area that is within the City. The polling place for each such election precinct shall be the polling place established by Brazoria County for such election precincts in Brazoria County and voting by residents of the City. Voting by City residents may be conducted at any Brazoria County voting location and any location exclusively designated by the Brazoria County Election Officer for City residents. The polls, found in “Attachment A,” shall remain open on the day of the election from 7:00 a.m. to 7:00 p.m. The returns for precincts in Brazoria County will be provided by precinct and the Brazoria County Election Officer shall tabulate and provide the election returns for the election.

Section 8. Joint Election. The City agrees to conduct a joint election with other political subdivisions within Brazoria County, provided that such political subdivision holds an election on May 2, 2020, in all or part of the same territory as the City (the “Political Subdivisions”). The joint election shall be conducted in accordance with state law, this Resolution, and the 2020 Joint Election Agreement and Contract for Election Services with Brazoria County approved by the City Council.

Section 9. Duties of City Secretary and Election Officer. The City Secretary, or designee, is instructed to aid the Brazoria County Election Officer in the acquisition and furnishing of all election supplies and materials necessary to conduct the election as provided by the Election Agreement. The City Secretary is further authorized to give or cause to be given notices required for the election, and to take such other and further action as is required to conduct the election in compliance with the *Texas Election Code*; provided that, pursuant to the Election Agreement between Brazoria County and the City, the Brazoria County Election Officer shall have the duty and be responsible for organizing and conducting the election in compliance with the *Texas Election Code*; and for providing all services specified to be provided in the Election Agreement. The Brazoria County Election Officer shall give the notices required by the *Texas Election Code* to be given for the election not required to be given by the City under the Election Agreement.

Section 10. Election Judges. The presiding judges, alternate presiding judges and clerks for the election shall be selected and appointed by Brazoria County and its appointees in compliance with the requirements of state law, and such judges and clerks so selected by Brazoria County and its appointees are hereby designated and appointed by the City Council as the election officers, judges and clerks, respectively, for the holding of said general election. The presiding judges, alternate presiding judges and clerks shall perform the functions and duties of their respective positions that are provided by state law. The City Council will further confirm and appoint the election judges and alternate election judges that are appointed by Brazoria County for the election.

Section 11. Official Newspaper. It is hereby found and determined that *The Alvin Sun* is a newspaper published within the City of Alvin, Texas; is a newspaper of general circulation within the City; and is the official newspaper of the City of Alvin. The City Secretary is hereby authorized and directed to cause notice to be given as directed in above in Section 4. Further orders are reserved until the returns of the election are made by the duly authorized election officials and received by this body.

Section 12. General. The election shall be held and conducted by the Brazoria County Election Officer in compliance with the *Texas Election Code* and the Election Agreement.

Section 13. Effective Date. This Resolution shall be in force and effect from and after its passage on the date shown below.

Section 14. Open Meetings Act. It is hereby officially found and determined that this meeting was open to the public, and public notice of the time, place and purpose of said meeting was given, all as required by the Open Meetings Act, *Chapter 551 of the Texas Government Code*.

AND, IT IS SO RESOLVED.

PASSED AND APPROVED on this the 6th day of February 2020.

CITY OF ALVIN, TEXAS

ATTEST:

By: _____
Paul A. Horn, Mayor

By: _____
Dixie Roberts, City Secretary

ATTACHMENT "A" - SUBJECT TO CHANGE		
ELECTION DAY POLLING LOCATIONS MAY 2, 2020		
HOME PCT #	POLLING PLACE	
1	East Annex (Old Walmart), 1524 E Mulberry, Angleton	
2	Precinct 4 Building #2, 121 N 10th St, West Columbia	
4	Brazoria Library, 620 S Brooks, Brazoria	
7	Freeport Library, 410 Brazosport Blvd, Freeport	
8	Oyster Creek City Hall, 3210 FM 523, Oyster Creek	
12	Drainage District No. 4 Building, 4805 W Broadway, Pearland	
14	Sweeny Community Center, 205 W Ashley Wilson Rd, Sweeny	
15	Danbury Community Center, 6115 5th St, Danbury	
19	Clute Event Center, 100 Parkview Dr, Clute	
20	Jones Creek Comm House, 7207 Stephen F Austin Rd, Jones Creek	
23	Lake Jackson Civic Center, 333 Hwy 332 East, Lake Jackson	
24	Richwood City Hall, 1800 N Brazosport Blvd, Richwood	
29	Westside Event Center, 2150 Countryplace Pkwy, Pearland	
36	Pearland Recreation Center, 4141 Bailey Rd, Pearland	
38	Surfside Beach City Hall, 1304 Monument Dr, Surfside Beach	
39	Alvin Library, 105 S Gordon, Alvin	
40	North Annex, 7313 Corporate Dr, Manvel	
44	Silverlake Recreation Center, 2715 Southwyck Pkwy, Pearland	
46	Tom Reid Library, 3522 Liberty Dr, Pearland	
67	Pearland Westside Library, 2803 Business Center Dr #101, Pearland	

“Attachment B”
NOTICE OF EARLY VOTING AT BRANCH POLLING PLACES

Early voting by personal appearance will be conducted at the following locations:

Angleton (Main)East Annex, 1524 E Mulberry
AlvinAlvin Library, 105 S Gordon
BrazoriaBrazoria Library, 620 S Brooks
FreeportFreeport Library, 410 Brazosport Blvd
Lake JacksonLake Jackson Library, 250 Circle Way
ManvelNorth Annex, 7313 Corporate Dr
Pearland EastTom Reid Library, 3522 Liberty Dr
Pearland West.....Westside Event Center, 2150 Countryplace Pkwy
Shadow CreekPearland Westside Library, 2803 Business Center Dr #101
SweenySweeny Community Center, 205 W Ashley Wilson Rd
West Columbia.....Precinct 4 Building 2, 121 N 10th St

DATES AND HOURS:

April 20-24.....8 AM – 5 PM
April 257 AM – 7 PM
April 27-28.....7 AM – 7 PM

Early Voting Clerk

AVISO DE VOTACIÓN ADELANTADA EN LOS SITIOS DE VOTACIÓN AUXILIARES

La votación adelantada en persona se llevará a cabo en los siguientes sitios de esta manera:

*Angleton (Ubicación Principal).....East Annex, 1524 E Mulberry
AlvinAlvin Library, 105 S Gordon
BrazoriaBrazoria Library, 620 S Brooks
FreeportFreeport Library, 410 Brazosport Blvd
Lake JacksonLake Jackson Library, 250 Circle Way
ManvelNorth Annex, 7313 Corporate Dr
Pearland EsteTom Reid Library, 3522 Liberty Dr
Pearland OesteWestside Event Center, 2150 Countryplace Pkwy
Shadow CreekPearland Westside Library, 2803 Business Center Dr #101
SweenySweeny Community Center, 205 W Ashley Wilson Rd
West ColumbiaPrecinct 4 Building 2, 121 N 10th St*

FECHAS Y HORAS

*20-24 de abril8 AM – 5 PM
25 de abril7 AM – 7 PM
27-28 de abril7 AM – 7 PM*

Secretaria de la Votación Adelantada



AGENDA COMMENTARY

Meeting Date: 2/6/2020

Department: Administration

Contact: Junru Roland, City Manager

Agenda Item: Consider Ordinance 20-C, amending Ordinance 19-W, passed and approved on September 19, 2019, same being an ordinance approving and adopting the City of Alvin’s budget for Fiscal Year 2019-2020 by approving a budget amendment to the original 2019-20 budget; providing for supplemental appropriation and/or transfer of funds for the purpose of amending the budget of the Police Department by \$11,500 to fund cell phones and activation plans for officers under the Alvin Police Officers Association for departmental operational purposes related to the public safety of the City; providing for severability; and providing for other matters related thereto set forth in the attached “Exhibit A.”

Type of Item: Ordinance Resolution Contract/Agreement Public Hearing Plat Discussion & Direction Other

Summary: In the current Collective Bargaining Agreement (CBA), there is not a reference to cell phone allowance. As a result, officers have been using their personal cell phones for city operations such as: texting confidential information, taking pictures at crime scenes, etc. The recent amendments to the law as a result of Senate Bill 944 places a liability or duty on the owner of the personal device regarding the retention of public information, and would necessitate the transfer of all city related communications from their personal mobile device to the city server on a continual basis.

The Alvin Police Officer’s Association is requesting that the city provide cell phone devices to officers, which would be owned by the City and linked to the City’s server for public safety operational purposes and would alleviate the officers from having to transfer information from their person cell phone devices to the City’s server.

	FY 2020 (February – September)	FY 2021
Data Plan for 51 APOA officers	\$21,415	\$32,123
Promotional Activation Credit	(\$10,200)	
Total	\$11,215	\$31,123

Funding Expected: Revenue Expenditure N/A **Budgeted Item:** Yes No N/A

Funding Account: _____ **Amount:** \$11,500 **1295 Form Required?** Yes No

Legal Review Required: N/A Required **Date Completed:** 2/3/2020

Supporting documents attached:

- Ordinance 20-C
- Exhibit A

Recommendation: Move to approve Ordinance 20-C, amending Ordinance 19-W, passed and approved on September 19, 2019, same being an ordinance approving and adopting the City of Alvin's budget for Fiscal Year 2019-2020 by approving a budget amendment to the original 2019-20 budget; providing for supplemental appropriation and/or transfer of funds for the purpose of amending the budget of the Police Department by \$11,500 to fund cell phones for officers under the Alvin Police Officers Association for departmental operational purposes related to the public safety of the City; providing for severability; and providing for other matters related thereto.

Reviewed by Department Head, if applicable

Reviewed by City Attorney, if applicable

Reviewed by Chief Financial Officer, if applicable

Reviewed by City Manager

ORDINANCE 20-C

AN ORDINANCE AMENDING CITY OF ALVIN, ORDINANCE NO. 19-W, PASSED AND APPROVED SEPTEMBER 19, 2019, SAME BEING AN ORDINANCE APPROVING AND ADOPTING THE CITY OF ALVIN'S BUDGET FOR FISCAL YEAR 2019-20, BY APPROVING A BUDGET AMENDMENT TO THE ORIGINAL 2019-20 BUDGET; PROVIDING FOR SUPPLEMENTAL APPROPRIATION AND/OR TRANSFER OF FUNDS FOR THE PURPOSE OF AMENDING THE BUDGET OF THE POLICE DEPARTMENT BY \$11,500 TO FUND CELL PHONES AND ACTIVATION PLANS FOR OFFICERS UNDER THE ALVIN POLICE OFFICERS ASSOCIATION FOR DEPARTMENTAL OPERATIONAL PURPOSES RELATED TO THE PUBLIC SAFETY OF THE CITY; PROVIDING FOR SEVERABILITY; AND PROVIDING FOR OTHER MATTERS RELATED THERETO.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF ALVIN, TEXAS;

Section 1. That the City of Alvin 2019-20 Fiscal Year Budget is hereby amended by increasing (decreasing) certain expenditures and increasing (decreasing) certain revenues to the individual budget accounts in all funds set forth in Exhibit "A" attached hereto and incorporated herein by reference.

Section 2. Open Meetings Act. It is hereby officially found and determined that the meeting at which this ordinance was passed was open to the public as required and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, *Chapt. 551, Tex. Gov't Code*.

PASSED and APPROVED on the 6th day of February 2020.

CITY OF ALVIN, TEXAS

ATTEST

Paul A. Horn, Mayor

Dixie Roberts, City Secretary

**FY19 Council Budget
Proposed Mid-Year Amendments for Consideration**

EXHIBIT A

GENERAL OPERATING FUND

Account Number	Account Description			Project Description
111-3501-00-3190	Communications	\$	11,500	Cell Phone & Activation Plan
111-300000	Fund Balance	\$	11,500	Cell Phone & Activation Plan



AGENDA COMMENTARY

Meeting Date: 2/6/2020

Department: Economic Development

Contact: Larry Buehler, Director

Agenda Item: Consider Resolution 20-R-05, readopting the Economic Development Policy for the City of Alvin; including criteria and guidelines governing tax abatement, tax increment reinvestment zones and additional economic incentives within the City; and setting forth related matters thereto.

Type of Item: Ordinance Resolution Contract/Agreement Public Hearing Plat Discussion & Direction Other

Summary: The Texas Tax Code, Chapter 312.002(c) recommends the City renew its Economic Development Policy every two years as it relates to tax abatement guidelines. This policy is used by staff as a guideline to work with development projects. The only change to the policy is the capability of the City of Alvin to establish a business incentives program by separate policy approved by City Council. Staff recommends approval of Resolution 20-R-05.

Funding Expected: Revenue Expenditure N/A **Budgeted Item:** Yes No N/A

Funding Account: _____ **Amount:** _____ **1295 Form Required?** Yes No

Legal Review Required: N/A Required **Date Completed:** _____

Supporting documents attached:

- Draft Resolution 20-R-05
- Alvin Economic Development Policy with Exhibits

Recommendation: Move to approve Resolution 20-R-05, readopting the Economic Development Policy for the City of Alvin; including criteria and guidelines governing tax abatement, tax increment reinvestment zones and additional economic incentives within the City; and setting forth related matters thereto.

Reviewed by Department Head, if applicable

Reviewed by Chief Financial Officer, if applicable

Reviewed by City Attorney, if applicable

Reviewed by City Manager

RESOLUTION 20-R-05

A RESOLUTION BY THE CITY COUNCIL OF THE CITY OF ALVIN, TEXAS, ADOPTING THE ECONOMIC DEVELOPMENT POLICY FOR THE CITY OF ALVIN, TEXAS; INCLUDING CRITERIA AND GUIDELINES GOVERNING TAX ABATEMENT, TAX INCREMENT REINVESTMENT ZONES AND ADDITIONAL ECONOMIC INCENTIVES WITHIN THE CITY; AND SETTING FORTH OTHER MATTERS RELATED THERETO.

WHEREAS, the City of Alvin is committed to establishing long-term economic vitality, an essential key to the growth of any community, by responding to and preparing for challenges and changes in an environment characterized by ongoing competition for sustained economic advantage and identity; and

WHEREAS, the City of Alvin's intent is to take steps to preserve the historical buildings and facades in the downtown development area, and encourage downtown enhancement reinvigoration, supported by the Comprehensive Master Plan; and

WHEREAS, in an effort to enrich an already substantial diversity of economic activity, the City of Alvin City Council desires to adopt the *Economic Development Policy* attached as Exhibit 1; and

WHEREAS, the City has established criteria and guidelines governing tax abatement within the City pursuant to Chapter 312 of the Tax Code; and

WHEREAS, the City has by ordinance created a tax increment financing reinvestment zone pursuant to Chapter 311 of the Tax Code, and used the tax increments accrued in said zone to construct public improvements intended to spur economic development of the zone; and

WHEREAS, the City has nominated an area of the City for designation by the State, acting through its Department of Commerce, as an enterprise zone pursuant to Chapter 2303, Tex. Gov't Code, the Texas Enterprise Zone Act; and

WHEREAS, Article 3, Section 52-a of the State Constitution, authorizes the Legislature to provide for the creation of programs for the making of loans and grants of public money for the public purposes of development and diversification of the economy of the State; and

WHEREAS, the Legislature, in Chapter 1509, Tex. Gov't Code, has authorized home rule cities to acquire land and buildings for the purpose of leasing the land or improvements thereto to private companies for use in manufacturing or other commercial activity; and

WHEREAS, the Legislature, in Chapter 380 of the Local Government Code, has authorized home rule cities to establish programs for making loans and grants of public money to promote State or local economic activity within their boundaries; and

WHEREAS, Chapter 312 of the Tax Code recommends the City renew its Economic Development Policy every two years as it relates to tax abatement guidelines; and

WHEREAS, the City Council has considered the renewal of the Economic Development Policy and deems it in the public interest to authorize this action; and

WHEREAS, Resolution 16-R-23 re-adopted the prior Economic Development Policy for the City of Alvin; and

WHEREAS, the Economic Development Policy for the City of Alvin, Texas is attached hereto as Exhibit "I" (and incorporated herein by reference); and

WHEREAS, this resolution approves and authorizes the adoption of the Economic Development Policy for the City of Alvin, Texas; NOW, THEREFORE,

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF ALVIN, TEXAS, THAT:

Section 1. Findings. The foregoing recitals are hereby found to be true and correct and are hereby adopted by the City Council and made a part hereof for all purposes as findings of fact.

Section 2. Proceedings. That the Economic Development Policy of the City of Alvin, Texas attached hereto as Exhibit "I" is hereby adopted.

Section 3. Open Meetings. It is hereby officially found and determined that the meeting at which this resolution was passed was open to the public as required and that public notice of the time, place and purpose of said meeting was given as required by the Open Meetings Act, *Chapt. 551, Tex. Gov't Code*.

Section 4. Effective Date. The Economic Development Policy of the City of Alvin, Texas shall take effect upon the passage of this resolution.

PASSED AND APPROVED on this the 6th day of February 2020

CITY OF ALVIN, TEXAS

ATTEST

Paul A. Horn, Mayor

Dixie Roberts, City Secretary

**ECONOMIC DEVELOPMENT POLICY
FOR
THE CITY OF ALVIN**

**RE-ADOPTED
Via Resolution 20-R-5**

I. Criteria and Guidelines Governing Tax Abatement.

A. Definitions.

"Abatement" means the full or partial exemption from ad valorem taxes of certain real property in a reinvestment zone designated by the City for economic development purposes.

"Agreement" means a contract between a property owner or lessee and the City.

"Base Year Value" means the assessed value of eligible property on January 1st of the year of the execution of the tax abatement agreement, plus the agreed upon value of eligible property improvements made after January 1 but before the execution of the agreement.

"Business Incentive Program" means a policy by which the City of Alvin will consider a matching grant program based on specific guidelines in a separate policy document.

"Deferred Maintenance" means those improvements necessary for continued operation but which do not improve productivity or alter any process technology. Exterior improvements (e.g., painting, installing, repairing, removing or replacing a facade) to the exteriors of buildings in the Downtown Development Area which are designed to improve visual appearance of property are not deferred maintenance.

"Downtown Development Area" is an approximately 22 block area of downtown Alvin as shown by the map and description attached hereto as Exhibit "A".

"Eligible Facilities" means those new, expanded, or modernized buildings and structures, including fixed machinery and equipment, which are reasonably likely as a result of granting abatement, to contribute to the retention or expansion of primary employment or to attract major investment in the reinvestment zone that would be a benefit to the property and that would contribute to the economic development within the City eligible facilities in all commercial/industrial tax abatement reinvestment zones include manufacturing, distribution and storage facilities, office buildings, transportation facilities, and entertainment complexes. Additional eligible facilities in reinvestment zones established in the Downtown Development Area include retail stores, apartment buildings, restaurants and entertainment facilities (excluding sexually oriented businesses).

"Expansion" means the addition of buildings, structures, machinery, equipment or payroll for purposes of increasing production capacity.

"Facility" means property improvements completed or in the process of construction which together comprise an integral whole.

"Gordon Street Corridor Area" is an area of Alvin as shown by the map and description attached hereto as Exhibit "B". More rightly described as property tracts adjacent to Gordon Street.

"Ineligible Property" means the following types of property which shall be fully taxable and ineligible for tax abatement: land, inventories, supplies, deferred maintenance and property to be rented or leased.

"Manufacturing Facility" means buildings and structures, including fixed machinery and equipment, the primary purpose of which is or will be the manufacturing of tangible goods or materials or the processing of such goods or materials by physical or chemical change.

"Modernization" means a complete or partial demolition of facilities and the complete or partial reconstruction or installation of a facility of similar or expanded production capacity. Modernization may result from the construction, alteration, or installation of buildings, structures, machinery or equipment, or both. Modernization in the Downtown Development area includes painting of exterior walls, restoring, removing or installing a facade and related exterior improvements designed to visually improve the exterior of a building or block.

"New Facility" means a property previously undeveloped which is placed into service by means other than or in conjunction with expansion and modernization.

"Other Basic Industry" means buildings or structures, including fixed machinery and equipment not elsewhere described, used or to be used for the production of products or services, which primarily serve a market outside of the city.

"Productive Life" means the number of years a property improvement is expected to be in service for a facility.

"Regional Distribution Facility" means buildings and structures, including fixed machinery and equipment, used or to be used primarily to receive, store, service, or distribute goods or materials owned by the facility operator where a majority of the goods or services are distributed outside of the city.

"Regional Entertainment / Tourism Facility" means buildings and structures, including fixed machinery and equipment, used or to be used to provide entertainment and/or tourism related services, from which a majority of revenues generated by the activity at the facility are derived from outside of the city.

"Regional Service Facility" means buildings and structures, including fixed machinery and

equipment, used or to be used to service goods where a majority of the goods being serviced originate from outside of the city.

"Research Facility" means buildings and structures, including machinery and equipment, used or to be used primarily for research or experimentation to improve new tangible goods or materials or to improve or develop the production processes thereto.

B. Statement of Purpose.

The City is committed to the promotion of high quality commercial and industrial development in all parts of the City, and in the ongoing improvement of the quality of life for its citizens. Additionally, the purpose of this Economic Development Policy is to promote the retention and expansion of existing businesses in the Downtown Development Area and Gordon Street Corridor and to assist in attracting new business to these areas. Further, it is the City's intent to encourage the rehabilitation and restoration of historic structures in these areas, defined by a building or structure that is at least fifty (50) years old. These objectives may be served by the enhancement and expansion of the local economy. The City will consider granting property tax abatement, on a case-by-case basis, as a stimulus for economic development in accordance with the criteria and guidelines established herein. Nothing herein shall imply or suggest that the City is under any obligation to provide tax abatement to any applicant, that any applicant has a property right or interest in tax abatement, or that the City is precluded from considering other options which may be in the best interest of the City.

C. Designation of Tax Abatement Reinvestment Zones.

The City will consider designating areas within the City limits or extraterritorial jurisdiction of the City as commercial-industrial tax abatement reinvestment zones which meet one or more of the criteria for designation of a reinvestment zone under Section 312.202 of the Tax Code, and where the property owner meets the minimum qualifications to qualify for a tax abatement under Part I.D.2. of this Policy. Designation of an area as a tax abatement reinvestment zone is a prerequisite to entering into a tax abatement agreement with the owner of the property in a particular area. Property located within a City created (and State-approved) enterprise zone or within the City's Tax Increment Financing Reinvestment Zone is eligible for consideration for tax abatement agreements without the necessity of separate designation as a tax abatement reinvestment zone.

D. Abatement Authorized.

1. Eligible Facilities.

Upon application, the City will consider granting tax abatement on eligible facilities as hereinafter provided.

- a. Creation of New Value. The City will consider granting tax abatement only for the additional value of eligible facilities made subsequent to, and specified in, an abatement agreement between the City and the property owner or lessee, subject to such limitations as the City may require.

- b. New and Existing Eligible Facilities. The City will consider granting abatement for new eligible facilities and for improvements to existing eligible facilities for purposes of modernization and expansion.
- c. Eligible Property. The City will consider granting abatement to the value of real property improvements (buildings, structures, fixed [permanently attached] machinery and equipment, site improvements, related fixed improvements necessary to the operation and administration of the facility), and personal property (excluding inventory or supplies) with a productive life of ten years or more.
- d. Ineligible Property. The following types of property shall remain fully taxable and ineligible for tax abatement: land, supplies, inventory, deferred maintenance, property to be rented or leased except as provided in subpart (5) below, and other property which has a productive life of less than ten (10) years.
- e. Owned/Leased Facilities. If a leased facility is granted abatement, the agreement shall be executed with the lessor and the lessee.

2. Standards for Tax Abatement

- a. Minimum Standards. The City will consider tax abatement only on eligible facilities which meet at least two of the following criteria and that meet the requirements set forth in Part I.D.2.b and c.
 - (1) The project involves a minimum increase in property value of three-hundred-percent (300%) for construction of a new facility, or fifty percent (50%) for expansion of an existing facility, with an overall new investment of at least \$1 million in taxable assets. For eligible facilities in any reinvestment zone within the Downtown Development Area, the project must involve either a minimum increase in property value of one-hundred and fifty percent (150%) for construction of a new facility, or twenty-five percent (25%) for expansion or façade improvements of an existing facility, with an overall new investment of at least \$50,000 in taxable assets.
 - (2) The project makes a substantial contribution to redevelopment efforts, special area plans, or strategic economic development programs by enhancing either functional or visual characteristics, e.g., historical structures, traffic circulation, parking, façades, materials, signs.
 - (3) The project has high visibility, image impact, or is of a significantly higher level of development quality.
 - (4) The project is an area which might not otherwise be developed because of constraints of topography, ownership patterns, site configuration, etc.
 - (5) The project can serve as a prototype and catalyst for other development of a higher standard.

- (6) The project stimulates desired concentrations of employment or commercial activity.
 - (7) The project generates greater employment than would otherwise be achieved, e.g., commercial/industrial versus manufacturing versus warehousing.
 - (8) For eligible facilities in any reinvestment zone within the Downtown Development Area, the project improves the aesthetic appearance of the neighborhood, brings new jobs to the downtown area, increases the availability of public parking, or increases the amount of green space (landscaping).
- b. Minimum Required Investment. An applicant requesting tax abatement shall agree as a condition of any tax abatement ultimately approved by the City Council to expend a certain minimum amount of funds on real or personal property improvements, or to create a certain number of jobs, as provided in Exhibit "C". Additional Downtown Development Area incentives are available as depicted in Exhibit "C". Additional Gordon Street Corridor Area incentives are available as depicted in Exhibit "C".

Projects involving an investment in real property in excess of \$10,000,000 (\$100,000 in the Downtown Development Area, and \$250,000 in the Gordon Street Corridor Area) or the creation of more than 175 new full time jobs (25 in the Downtown Development Area and the Gordon Street Corridor Area), or requests for tax abatement for more than 5 years, will be individually negotiated.

If a request for tax abatement is justified on the basis of the purchase and maintenance of eligible personal property or on the creation of jobs, the applicant must agree to maintain the personal property or jobs for a period of not less than twice the period for which tax abatement is granted. For example, if an applicant requests and receives 75% tax abatement for five years based on the purchase and maintenance of eligible personal property, the applicant must agree in the tax abatement agreement, subject to recapture of all abated taxes, to maintain the personal property on the property tax roll for not less than ten years.

Personal property with a useful life of less than ten years is not eligible for tax abatement. Personal property on site prior to the effective date of the tax abatement agreement is not eligible. Supplies and inventory are ineligible for tax abatement under this Policy and State law.

As used herein, the creation of jobs refers to the creation of a job paying not less than \$10 per hour. To qualify for a level of tax abatement, e.g., 25%, based on the creation of a specific number of jobs, you must commit to hiring the required effective number of employees by the end of year 2 of the agreement. To calculate the effective number of jobs created: (1) calculate the total annual payroll created (based on the number of employees you will hire at various annual salaries); (2) divide this annual payroll by \$20,640 (our calculated annual salary for a \$10/hr. employee); and (3) round this figure to the nearest whole integer.

- c. Additional or Enhancement Factors. In addition to the minimum investment or job creation criteria listed in subsection b above, the following factors, among others, shall be considered in determining whether to grant tax abatement, and if so, in what

percentage of value to be abated and the duration:

- (1) value of land and existing improvements, if any;
- (2) type and value of proposed improvements;
- (3) productive life of proposed improvements;
- (4) number of existing jobs to be retained by proposed improvements;
- (5) number, salary, and type of new jobs to be created by proposed improvements;
- (6) amount of local payroll to be created;
- (7) whether the new jobs to be created will be filled by persons residing or projected to reside within the City;
- (8) amount of local sales taxes to be generated directly;
- (9) the costs, if any, to be incurred by the City to provide facilities or services directly resulting from the new improvements;
- (10) the amount of ad valorem taxes to be paid the City during the abatement period considering the existing values, the percentage of new value abated, the abatement period, and the projected property value after expiration of the abatement period;
- (11) population growth that occurs directly as a result of new improvements;
- (12) the types and value of public improvements, if any, to be constructed and paid for by the applicant seeking abatement;
- (13) the extent to which the proposed improvements compete with existing businesses;
- (14) the positive or negative impact on the opportunities of existing businesses;
- (15) the attraction of other new businesses to the area;
- (16) the overall compatibility with the City's subdivision regulations, and overall comprehensive plan; and
- (17) whether the project is environmentally compatible with the community (no appreciable negative impact on quality-of-life perceptions).

Each eligible facility shall be reviewed on its merits utilizing the factors provided above. After such review, abatement may be denied entirely or may be granted to the extent deemed appropriate after full evaluation.

3. Abatement Barred in Certain Circumstances

Neither a reinvestment zone nor an abatement agreement shall be authorized, if the City Council determines that:

- a. there would be a substantial adverse effect on the provision of government service or tax base;
- b. the applicant has insufficient financial capacity to meet the requirements of the proposed abatement agreement;
- c. planned or potential use of the property would constitute a hazard to public safety, health, or morals;

- d. approval of a reinvestment zone or abatement agreement would violate State or Federal laws or regulations; or
- e. there exists any other valid reason for denial deemed appropriate by the City.

4. Property Subject to Taxation.

From the execution of an abatement agreement to the end of the effective abatement period under the agreement, taxes shall be payable as follows:

- a. the value of ineligible property (Part I.D.1.d.) shall be fully taxable;
- b. the base year value of existing eligible property as determined each year shall be fully taxable;
- c. the additional value of new eligible property shall be taxed in the manner and for the period provided for in the abatement agreement; and
- d. the additional value of new, eligible property shall be fully taxable at the end of the abatement period.

5. Application for Tax Abatement.

- a. Any present or potential owner of taxable property within the City of Alvin may request the creation of a reinvestment zone and a tax abatement agreement by filing a written request with the City Secretary. The application shall then be forwarded to the City Manager or his designee for review. After processing the application, the City Manager shall make a recommendation to the City Council of the City for final disposition.
- b. The request shall include, among other things, the following: (i) a general description of the project, including the purpose and an explanation of the improvements as well as how the project will meet these guidelines and criteria; (ii) expansion or new improvements which will be a part of the facility; (iii) a descriptive list of the improvements which will be part of the facility; (iv) a map showing the location of the property, all roadways within 500 feet of the site and all existing land uses within 500 feet of the site [a complete legal description shall be provided if the property is described by metes and bounds]; and (v) a time schedule for undertaking and completing the planned improvements. In the case of modernization, a statement of the assessed value of the facility, separately stated for real and personal property, shall be given for the tax year immediately preceding the application. The application form shall require such financial and other information as the City deems appropriate for evaluating the financial capacity of and other factors regarding the applicant.
- c. Prior to the adoption of an ordinance designating a reinvestment zone, the City shall hold a public hearing on the designation. Notice shall be given as provided by

§312.201, Tax Code, i.e., (1) written notice to the presiding officer of the governing body of each taxing unit which includes within its boundaries real property that is to be included in the proposed reinvestment zone, such notice to be given not later than the seventh (7th) day before the public hearing; and (2) publication in a newspaper of general circulation within the City not later than the seventh (7th) day before the public hearing.

- d. The City shall not establish a reinvestment zone for the purpose of abatement if it finds that the request for the abatement was filed after the commencement of construction of a new facility, or alteration, modernization, or expansion of an existing facility.
- e. Information that is provided to the City in connection with an application or request for tax abatement and that describes the specific processes or business activities to be conducted or the equipment or other property to be located on the property for which tax abatement is sought is confidential and not subject to public disclosure until the abatement agreement is executed.

6. Tax Abatement Agreements

- a. After preliminary approval of an application for tax abatement, the City shall formally pass a resolution authorizing an agreement with the owner (and lessee, where applicable) of the facility, which agreement shall include, but not be limited to:
 - (1) The kind, number, and location of all proposed improvements of the property;
 - (2) A provision for access to and authorization of inspection of the property by municipal employees to ensure that the improvements or repairs are made according to the specifications and conditions of the agreement;
 - (3) Limits for the uses of the property consistent with the general purpose of encouraging development or redevelopment of the zone during the period the property tax exemptions are in effect;
 - (4) A provision for recapturing property tax revenue lost as a result of the agreement if the owner of the property fails to make the improvements or repairs as provided by the agreement;
 - (5) Each term agreed to by the owner of the property;
 - (6) A requirement that the owner of the property annually certify to the governing body of each taxing unit that the owner is in compliance with each applicable

term of the agreement and provide documentation sufficient to allow the City to verify compliance;

(7) A provision that the City Council may cancel or modify the agreement if the property fails to comply with the agreement or the owner fails to provide the documentation necessary to allow the City to determine compliance with the agreement;

(8) The percentage of value to be abated each year; and

(9) The commencement date and the termination date of abatement.

b. The City shall give notice as provided by the Tax Code, i.e., written notice to the presiding officer of the governing body of each taxing unit in which the property to be subject to the agreement is located, no later than the seventh day before the date the City Council considers approval of a tax abatement agreement.

c. To be effective, a tax abatement agreement must be approved by the affirmative vote of a majority of the members of the City Council at a regularly scheduled meeting of the City Council.

d. Agreements shall normally be approved or disapproved within sixty (60) days from the date the applicant filed a properly completed application for tax abatement with the City Manager.

7. Recapture of Abated Taxes Upon Default.

a. In the event that the company or individual:

(1) allows its ad valorem taxes owed the City to become delinquent and fails to timely and properly follow the legal procedures for their protest or contest, or

(2) violates any of the terms and conditions of the abatement agreement, and fails to cure during the cure period hereinafter described, then

the agreement may be terminated, and the company or individual whose agreement is terminated shall repay, as liquidated damages, all taxes previously abated by virtue of the agreement to the City within thirty (30) days of the termination, with interest not to exceed the highest lawful rate.

b. Should the City determine that the company or individual is in default according to the terms and conditions of its agreement, the City shall notify the company or individual

of such default in writing at the address stated in the agreement, and if such is not cured within sixty (60) days from the date of such notice ("cure period"), then the agreement may be terminated.

8. Administration.

- a. The Chief Appraiser of the Brazoria County Appraisal District will annually determine an assessment of the real and personal property comprising the reinvestment zone. Each year, the company or individual receiving abatement shall furnish the Chief Appraiser with such information as may be necessary for the abatement. Once value has been established, the Chief Appraiser will notify the City of the amount of the assessment.
- b. An abatement agreement shall stipulate that employees or designated representatives of the City will have access to the reinvestment zone during the term of the abatement to inspect the facility to determine if the terms and conditions of the agreement are being met. All inspections will be made only after the giving of twenty-four (24) hours prior notice and will only be conducted in such manner as to not unreasonably interfere with representatives of the company or individual, and in accordance with its safety standards.
- c. Upon completion of construction, the designated representative of the City shall annually evaluate each facility receiving abatement to insure compliance with the agreement, and a formal report shall then be made to the City Council of Alvin regarding the findings of the evaluation.

9. Assignment of Tax Abatement Agreements.

Abatement may be transferred and assigned by the holder to a new owner or lessee of the same facility upon the approval by resolution of the City subject to the financial capacity of the assignee and provided that all conditions and obligations in the abatement agreement are guaranteed by the execution of a new contractual agreement with the City. No assignment or transfer shall be approved if the parties to the existing agreement, the new owner or new lessee, are liable to any jurisdiction for outstanding taxes or other obligations. Approval of assignments will not be unreasonably withheld.

10. Sunset Provision.

These tax abatement criteria and guidelines are effective upon the date of their adoption and will remain in force for two years, unless amended by three-quarters vote of the City Council, at which time all reinvestment zones and tax abatement agreements created pursuant

to these provisions will be reviewed to determine whether the goals have been achieved. Based on that review, the criteria and guidelines may be modified, renewed or eliminated.

II. Availability of Tax Increment Reinvestment Zones for Public Improvements.

A. **Existence of Tax Increment Reinvestment Zones.**

The City of Alvin has previously created Tax Increment Reinvestment Zones. To be designated as a Tax Increment Reinvestment Zone (TIRZ), an area must meet the criteria established for reinvestment zones under Section 311.005 of the Tax Code. Designation of an area of the City as an enterprise zone under Chapter 2303, Tex. Gov't Code, as amended from time to time, the Texas Enterprise Zone Act, qualifies an area automatically for designation as a tax increment financing reinvestment zone.

B. **Development Agreements.**

The City will consider entering into development agreements with the owners of property within a TIRZ where construction of a public improvement(s), e.g., a street, sewer or water line, bridge, railroad spur, or drainage project, using tax increment funds is likely to result in the significant expansion or modernization of an existing facility, the construction of a major new facility, the creation of a significant number of new jobs, or otherwise accomplishes one of the major goals of Chapter 311 of the Tax Code. The City Council may by ordinance or resolution, with the advice and recommendation of the Board of Directors of a Tax Increment Reinvestment Zone may establish minimum criteria for consideration of development agreements.

III. Additional Economic Incentives within the City

A. **Designation of Enterprise Zone.**

The City of Alvin has an area of the City designated as an enterprise zone by the State of Texas, acting through its Department of Commerce, under Chapter 2303, Tex. Gov't Code, as amended from time to time (the Texas Enterprise Zone Act). As having an approved area designated as an enterprise zone by the State, the City will consider granting several types of economic incentives within the enterprise zone.

1. **Sales and Use Tax refunds.**

- a. Minimum qualifications. To encourage development of the enterprise zone, the City will consider granting sales and use tax rebates to businesses within the enterprise

zone which:

- (1) meet the definition of "qualified businesses" for purposes of the Texas Enterprise Zone Act;
 - (2) meet the qualifications for and receive designation by the State as an enterprise project as provided for in the Texas Enterprise Zone Act.
- b. Eligible taxes. The City may agree to a refund of its sales and use taxes paid by qualified business designated as an enterprise project on the purchase, lease, or rental of equipment or machinery for use in an enterprise zone or on the purchase of material for use in remodeling, rehabilitating, or constructing a structure in the enterprise zone.
- c. Agreement required. The City will, by development agreement, consider refunding up to one-half (1/2) of the eligible sales and use tax paid by a qualified business and enterprise project for a period of up to two (2) years.
- d. Documentation required. A qualified business and enterprise project entitled to a refund of sales and use tax under this Section by agreement shall pay the entire amount of State and local sales and use taxes at the time of purchase. A qualified business and enterprise project entitled to a refund of sales and use tax by agreement may request a refund once each year in writing. A qualified business and enterprise project entitled to a refund of sales and use tax by agreement must provide documentation necessary to support a refund claim in a form prescribed by the City's Director of Finance.

2. Waiver of Permit Fees.

By resolution, the City Council may adopt a policy to waive certain building, permit, license or development fees to qualified businesses which have been designated as enterprise projects within the enterprise zone.

B. Other Economic Incentives Within the City.

1. Pursuant to authority delegated by the Legislature to cities under Chapter 380 of the Local Government Code, and as authorized by Article 3, Section 52-a of the Texas Constitution and the City Charter, the City will consider making loans or grants of public funds or property, or the selling or leasing City of property at or below the fair market value of said property, to promote State or local economic development and to stimulate business and commercial activity within the City, provided that the applicant meets the minimum requirements established by the City Council.

2. Upon application, the City may consider one or more of the following economic tools to encourage economic development:
 - (a) The City may purchase tracts of land in the City to encourage economic development if it determines that assembly of smaller tracts into larger tracts will promote the sale or development of property over the long term. The City may also purchase land to sell or lease to a qualified business in the City, if it determines that a qualified business meets the minimum requirements for additional incentives set out below.
 - (b) As further authorized by Section 2303.513, Tex. Gov't Code, as amended from time to time, the City may sell or lease City-owned property to private developers, if the City Council determines that the property is not needed for any other public purpose, and that sale of the property to a private developer will result in capital improvements or the creation of new jobs within the City. The City will generally sell or lease public property at its fair market value but will consider making a one-time grant to an applicant or selling or leasing property at less than fair market value. To qualify for additional incentives, a qualified business must agree to the following minimum investment in both improvements to real property (new construction or expansion of existing facility) and the creation of jobs set forth in the table of Exhibit "D". The amount of the grant is set forth in Exhibit "D".

C. Additional Economic Incentives in the Downtown Development Area.

1. Pursuant to authority delegated by the Legislature to cities under Chapter 380 of the Local Government Code, and as authorized by Article 3, Section 52-a of the Texas Constitution, the City will consider making loans or grants of public funds or property, or the selling or leasing of City property at or below the fair market value of said property, to promote State or local economic development and to stimulate business and commercial activity in the Downtown Development Area, as shown on Exhibit "A", provided that the applicant meets the minimum requirements established by the City Council.
2. Upon application, the City of Alvin will consider one or more of the following economic tools to encourage economic development in the Downtown Development Area:
 - (a) The City may purchase tracts of land in the Downtown Development Area to encourage economic development if it determines that assembly of smaller tracts into larger tracts will promote the sale or development of property over the long term. The City may also purchase land to sell or lease to a qualified business in the Downtown Development Area, if it determines that a qualified business meets the minimum requirements for additional incentives set out below.

- (b) As further authorized by Section 2303.513, Tex. Gov't Code, as amended from time to time, the City may sell or lease City-owned property to private developers, if the City Council determines that the property is not needed for any other public purpose, and that sale of the property to a private developer will result in capital improvements or the creation of new jobs in the Downtown Development Area. The City will generally sell or lease public property at its fair market value but will consider making a one-time grant to an applicant or selling or leasing property at less than fair market value. To qualify for additional incentives, a qualified business must agree to the following minimum investment in both improvements to real property (new construction or expansion of existing facility) and the creation of jobs set forth in the table of Exhibit "E". The amount of the grant is set forth in Exhibit "E".
3. In order for a proposal to be considered for the additional incentives under this Part III, an applicant is required to submit a business plan detailing sufficient information to evaluate the development and the opportunities for success. A development agreement will establish performance standards for the applicant and will provide clauses that insure the return of monetary or real incentives granted for a project in the event that the project is not undertaken within a specified time or the applicant does not comply with the performance standards or terms of the agreement.

D. Additional Economic Incentives - Business Incentive Program

The City of Alvin by means of a Business Incentive Program policy will consider a matching grant program based on specific guidelines within the Business Incentive Program policy document.

Exhibit "A" Downtown Development Area

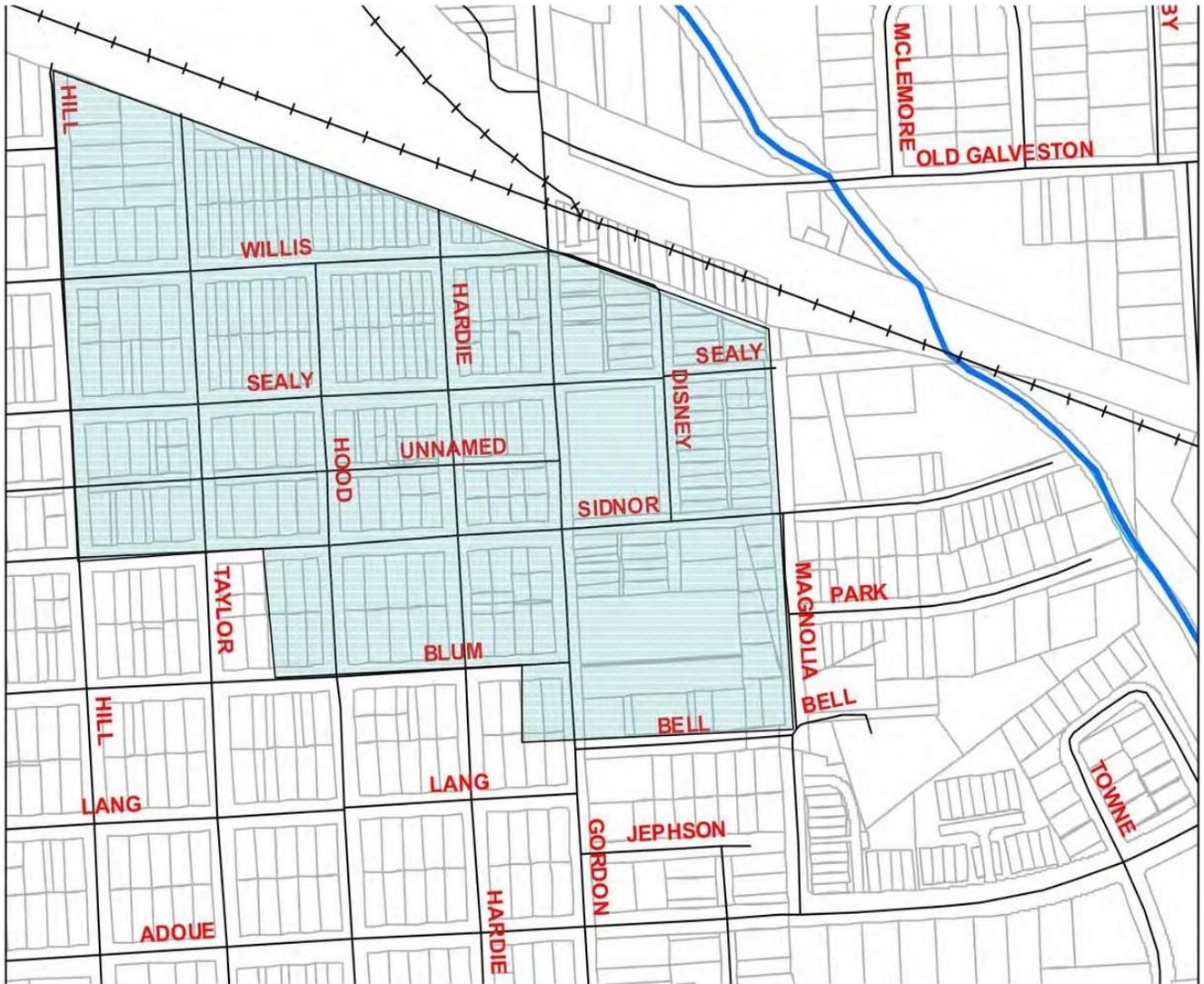


Exhibit "C"

Minimum Eligible Property Improvements and Minimum Job Creation Table												
	10 Jobs	25 Jobs	50 Jobs	75 Jobs	100 Jobs			125 Jobs	150 Jobs	175 Jobs	200 Jobs	225 Jobs
\$1MM Eligible Property	55%	60%	65%	70%	75%			80%	85%	90%	95%	100%
\$2MM Eligible Property	60%	65%	70%	75%	80%			85%	90%	95%	100%	100%
\$3MM Eligible Property	65%	70%	75%	80%	85%			90%	95%	100%	100%	100%
\$4MM Eligible Property	70%	75%	80%	85%	90%			95%	100%	100%	100%	100%
\$5MM Eligible Property	75%	80%	85%	90%	95%			100%	100%	100%	100%	100%
\$6MM Eligible Property	80%	85%	90%	95%	100%			100%	100%	100%	100%	100%
\$7MM Eligible Property	85%	90%	95%	100%	100%			100%	100%	100%	100%	100%
\$8MM Eligible Property	90%	95%	100%	100%	100%			100%	100%	100%	100%	100%
\$9MM Eligible Property	95%	100%	100%	100%	100%			100%	100%	100%	100%	100%
\$10MM Eligible Property	100%	100%	100%	100%	100%			100%	100%	100%	100%	100%

Downtown Development Area Minimum Eligible Property Improvements and Minimum Job Creation/Retention Table	5 - Jobs	25 - Jobs
\$50,000 - Eligible Property	75%	100%
\$100,000 - Eligible Property	100%	100%

Gordon Street Corridor Area Minimum Eligible Property Improvements and Minimum Job Creation/Retention Table	5 - Jobs	25 - Jobs
\$100,000 - Eligible Property	75%	100%
\$250,000 - Eligible Property	100%	100%

Exhibit 'D'

Other Economic Incentives within the City

Real Property Improvements	Job Creation	Value of Grant, or Value of Reduction in Lease Payments or Sale Price
Not less than \$7.5 million	Not less than 125 new jobs	Not to exceed \$100,000
Not less than \$15 million	Not less than 250 new jobs	Not to exceed \$200,000
Not less than \$22.5 million	Not less than 375 new jobs	Not to exceed \$300,000
Not less than \$30 million	Not less than 500 new jobs	Not to exceed \$400,000
Not less than \$37.5 million	Not less than 625 new jobs	Not to exceed \$500,000

Exhibit 'E'

Additional Incentives in the Downtown Development Area within the City

Real Property Improvements	Job Creation	Value of Grant, or Value of Reduction in Lease Payments or Sale Price
Not less than \$70,000	Not less than 3 new jobs	Not to exceed \$6,000
Not less than \$100,000	Not less than 5 new jobs	Not to exceed \$8,000
Not less than \$175,000	Not less than 10 new jobs	Not to exceed \$10,000
Not less than \$225,000	Not less than 15 new jobs	Not to exceed \$15,000
Not less than \$300,000	Not less than 20 new jobs	Not to exceed \$18,000



AGENDA COMMENTARY

Meeting Date: 2/6/2020

Department: Legal

Contact: Suzanne Hanneman, City Attorney

Agenda Item: Consider a variance request to Chapter 30 1/2 - Regulation of Sex Offender Residency, of the City of Alvin Code of Ordinances, from Benjamin Clemmons residing at 1120 Robinson Street, Alvin, Texas.

Type of Item: Ordinance Resolution Contract/Agreement Public Hearing Plat Discussion & Direction Other

Summary: On November 14, 2019, the City received a written request for a variance from Benjamin Clemmons, who resides at 1120 Robinson Street, Alvin, Texas. Mr. Clemmons' request is based upon the Sex Offender Residency Requirements, or prohibitions, in Chapter 30 1/2 of the City's Code of Ordinances.

The Code of Ordinances, Chapter 30 1/2 -3 provides if a person is required to register on the Department of Public Safety's Sex Offender Database because of a violation involving a victim who was less than seventeen (17) years of age, it is unlawful for that person to establish a permanent residence or temporary residence within one thousand (1,000) feet of any premise where children commonly gather. Premise where children commonly gather includes parks and playgrounds. For purposes of determining distance, the requirement is measured by following a straight line from the outer property line of the permanent or temporary residence to the nearest property line of the premises where children commonly gather.

Mr. Clemmons' residence is within 1,000 feet of Sealy Park.

Mr. Clemmons is required to register for ten (10) years as a Sex Offender, based upon the following:

In August 2008, Mr. Clemmons was charged with two (2) counts of Aggravated Sexual Assault of a Child, one (1) count of Indecency with a Child by Contact, and one (1) count of Indecency with a Child by Exposure.

In April 2009, he was convicted of Indecency with a Child by Exposure and sentenced to 10 years confinement in the Texas Department of Criminal Justice – Institutional Division. He served 9 years and 2 months and was released in approximately June 2018. He will be required to register until approximately 2028.

Mr. Clemmons' fiancée and future in-laws have provided letters in support of Mr. Clemmons and this variance request.

Funding Expected: Revenue Expenditure N/A Budgeted Item: Yes No N/A

Funding Account: _____ Amount: _____ 1295 Form Required? Yes No

Legal Review Required: N/A Required Date Completed: _____

Supporting documents attached:

- Variance Request

Recommendation: Move to approve/deny the variance request submitted by Benjamin Clemmons, for the residence located at 1120 Robinson Street.

Reviewed by Department Head, if applicable

Reviewed by City Attorney, if applicable

Reviewed by Chief Financial Officer, if applicable

Reviewed by City Manager

Rec 12/2/19
on

Dear Honorable Mayer Paul Horn, Dixie Roberts, TRMC and the members of the Alvin City Counsel,

I am writing this letter to request a hearing by the City of Alvin's counsel member's, for a Temporary Variance of term – Sec. 30 ½ - 1 – 6.

My name is Benjamin Clemmons, 832-561-8608, I am a registered sex offender, and I have talked to Lt. Bruce Trent at the Alvin Police Department in the sex offender's registration office, and he informed me that the park at:

Seal Park
206 South Durant Street
Alvin, Texas 77511

Property line is to close to the property line of:

1120 Robinson street
Alvin, Texas 77511

And that I wouldn't be able to stay at this address with my fiancée, Elizabeth Fitts, 713-340-9000. He was kind enough to give us 30 days to look for and try to find somewhere else to live, but so far everywhere we have looked that is ok by your ordinances, will not rent to us. I had to move in because my brother got evicted from his other apartment. I have no other family to go to, nor friends. She has written a letter to better explain our situation and it is attached to mine. I suffer extreme anxiety with panic attacks, therefor I need to be able to have her help me or even speak for me to all of you about the reason I am asking to be allowed to temporally stay at the current address. I cannot work because of my condition, so I have no way to support myself. If I am not allowed to stay here, I will be forced into the extreme hardship of homelessness. Her family would help me with a place to stay, but none of their houses are ok by your ordinances as well.

I have no other place to go.

I am working with a counselor to work past my past traumas and try to gain some coping skills, but it is hard even going to talk to her. I have had to be such a locked up private person while I was in prison it is hard for me to talk about it to my fiancée or my counselor, even more so to anyone else, and nearly imposable to a stranger. I might need her to talk for me to explain the reason we need to stay at the current address, honestly, she is helping me write this letter. I am also on anti-anxiety medications, but there are days still even with all of it that I cannot even leave the house. The world is a very big and different place from the one I was in for a long time, even from the one that I left before I went to prison. I am still adjusting to it all, and I need time to heal. I was taken advantage of by my sister and was put in prison all because my little niece walked in on me, I was 17 and a stupid teenager. I never meant for her to see me. I only took a deal of 10 years in prison because they held me in custody for a year and tried to bully me into saying I did things that never even crossed my mind and disgust me even

to this day, my sister tried to make it 33 years in prison all because my niece simply walked in on me with my pants off watching porn. Thousands and thousands of kids walk in on parents in the act or worse all the time, and nothing like what happened to me happens to them. I still don't know why my sister charged me and pushed so hard to put me in prison for so long, I am still hurting and confused over that because she and I had been so close before that point. I am not a bad person, I am sorry for the situation that my niece walked in on, but I never never intentionally did anything to hurt her or her siblings. I was the one that took care of them whenever my sister and her husband went out. You can even call my mother, Elaine Clemmons 803-822-3175, about the case. She was there with me at every court date, every time I talked to my lawyer, every time anything happened with the case, everything. I would go try and stay with her, but she lives with my brother and his wife, along with their 4 dogs and there is no room in a two-bedroom apartment for another 2 adults. They also live over 4 hours away; my fiancée and I need to be close need to be able to help out still.

I love this little town, its beautiful, quiet, relaxed and its help my anxiety greatly being out of Houston. I love my fiancée and her family, they have given me a family that I have never really had, and I would do anything for my fiancée's 83 year-old grandmother, Viola Lindow, 979-285-7276, like she was my own, that I cook for and help keep the outside of her house clean, and help her with anything she needs. Viola's sister, Elsie Beard, 713-302-7393, is great full to have us so close because of Viola's age and feebleness she sometimes don't know how to fix her phone, even if she has simply accidentally turned the ringer off and can't figure out how to turn it back on, she will say its broken, but in reality she just can't use the technology, I have a hard time with technology too, I can relate to her frustrations from it.

Please consider letting me temporarily stay where I am at so that I can continue to heal and help my fiancée's grandmother until she passes, or until she moves into an assisted living home. At that point we will move far away from anyone that will not like me simply because of a label, and not talk to me about what actually happened.

Thank you,

Benjamin Clemmons

My Phone number is

832-561-8608

A handwritten signature in black ink that reads "K Benjamin Clemmons". The signature is written in a cursive style and is underlined with a long, horizontal stroke.

Elizabeth Fitts

My phone number is

713-340-9000

Rec
12/2/19

Notice to:

Dixie Roberts, TRMC
City Secretary
816 West Sealy Street
Alvin, TX 77511

Mayor Paul Horn
816 West Sealy Street
Alvin, TX 77511

Mayor Paul Henry

This is a written request asking for a hearing by the City of Alvin's Council members, for a temporary variance from the term - Sec. 30 1/2 - 1 through 6.

My fiancée, Benjamin Clemmons is a registered offender. He and I talked to Lt. Bruce Trent at 281-585-7108, about registering Benjamin at my current address.

1120 Robinson Street
Alvin, TX 77511

Lt. Bruce Trent stated that the property line to

Sealy Park
206 South Durant Street
Alvin, TX 77511

was to close to the property line of the above mentioned address.

Lt. Bruce Trent gave us 30 days to try to find other housing arrangements, like haven't been successful because of the laws that this state places on him.

Every building with appropriate property definitions will not rent to us because of that.

Benjamin recently tried to and almost succeeded in committing suicide because of all the social, financial and emotional difficulties - he has suffered through and is still facing before, during and after his release from prison. He

stayed in the hospital for 5 days and we are receiving very high bills from the life saving services he received from

the Alvin EMS team and Police department. If not for them, the love of my life, my soulmate would be dead. They arrived that night by the grace of

God in time to save him.

Since the release from the hospital we have attended a recovery group that our

Church Faith, Family, Fellowship hosts every month, night, it's called "Celebrate Recovery (C.R.)

with Brother Robert - 409-741-9878

C.R. has helped both Benjamin and I cope with the

Suicide attempt and with the struggles of having that label looming over his head. It was:

a huge blow to Benjamin's mental health when, after he

registered with Lt. Bruce Trent, his name and picture was put

into the paper. The paper that my entire family reads, that the entire town reads, he feels constantly watched, judged and ridiculed because of it, except in our home and

at C.R. He had to register at my address because his brother got evicted from his apartment where Benjamin was previously

registered under. When I heard about the situation, I asked him to move in with me. It was "sudden" and unexpected. So when Lt. Bruce Trent respectfully informed us that Benjamin could not stay with me because of a property line, not actual distance by walking/driving to get to the park, but as the "Crows" fly, was like pouring salt into already deeply inflicted wounds. His mental health has been severely impacted because of the table. No one, once the table is actually see him any more. The man that is trying to recover from suicide, past addictions, abuse and struggling to return to society only to get knocked down again and again.

I have been helping him, he has been freed from all addictions by Christ, he has physically healed from the suicide attempt, but

he still has a long way to go to be healed, mentally. He has torturous night mares from being in prison from the attempt, and from being ostracized by the society that he is, trying to become an honest member of.

I live here because of my 83-year-old grandmother, Linda Lindner. She is no longer able to drive, or even leave the house, much any more. I groom her best friend, a little 10-year-old Maltese named Tutu. Tutu has a heart condition that causes her to have a lower threshold for stress than other dogs her age. Tutu is my grandmother's only companion, and is greatly missed when I need to take Tutu to the doctor to get her heart checked and her medicines refilled. Every week I groom Tutu in the comfort of her own home, and set out that week's worth of medicines for my grandmother.

Viola Lindow to give to Tutu twice a day. My grandmother has become very accustomed to Benjamin's presence, and has become to rely on him for things she needs done that I cannot do for her so she does not have to struggle to do on her own and possibly harm herself. Benjamin also helps me groom Tutu, my grandmother's little old dog. Tutu cannot be taken to a groomer because of the stress it causes on her heart, and the stress it causes my grandmother. Being apart from Tutu any longer than an hour makes my grandmother worry and it lets the "tanley" creep in. My grandmother, Viola Lindow, recently lost her very close friend of 15 years, "Corky" Carl Sonnen, on August 3, 2018. They did alot together, took trips all over the US, out to eat, and more recently they would sit, talk and watch a bit

of T.V. So for the past year and 3 mos. she's only had little Tutu to keep her company. I moved there in January of this year and since Benjamin has come into our lives, she has shown improvement with her depression. Just picture my Grandmother all alone, for at least 4-5 hours if Tutu had to have a mobile groomer come out, if I were not here, not only would they both suffer stress, my Grandmother would experience financial hardship because I never charge her for anything I do for her. She would also have to find ways to get things, so that would burden her further.

My Grandmother's Sister, Elsie Beard, worries constantly about my grandmother, Viola Lindaw, being at home alone. Elsie will call me from time to time when she can't get Viola to answer her phone. And I go check on her

Most of the time my grandmother can't hear her phone because she will unknowingly turn the ringer down, or leave it in another room, or even let it go dead. So after I make sure every thing is alright - I call and let my grandmother talk on the phone with her sister, Elsie. My grandmother's sister, Elsie Beard, has always been and still is an active member of the Alvin Community, and her recently passed husband, Robert Beard, served the Alvin community as a volunteer firefighter for many many years; as many years as many years as I have been around. She knows Benjamin and I well and can speak of his character and the integrity he has and continues to show on a daily basis.

I am writing this letter to show you why I am trying to request a Temporary Variation.

So that, Benjamin Clemmons,
may continue to reside at:
1120 Robinson Street
Allen, TX 77511

until the day that my Grandmother,
Viola Lindow, passes or moves to
an assisted living home.

If you, the City Council
members, Mayor, and City Secretary,
cannot allow for this Temporary
Variance of residence, know that
you will be:

Condemning Benjamin Clemmons to the
extreme hardship of homelessness,
emotional damage, loss of medical care,

Viola Lindow to hardship of
emotional loss, financial hardship,
loss of piece of mind, loss of security

Elsie Beard, emotional hardship,
loss of piece of mind

Valentine - to wish Benjamin
is her person - He is a Chihuahua
that his doctor suggested he get for
emotional health would cause extreme

long lasting emotional damage to

All parties

And lastly

Myself -
Extreme Emotion / Hard
Ship, Extreme Financial / Hard
Ship

Thank you for reading
this plea for help.

Elizabeth F. HS

Rec'd 1/16/20
Ch. Sec. Off.

To Whom It May Concern;

My name is Warren Lawhorne. I'm an honorably discharged Texas veteran from Alvin.

I am writing to you all to help Benjamin Clemmons obtain a temporary Variance to allow him to continue living at my Mother-in-Law's property at 1120 Robinson St. in the garage apartment behind her house, with his fiancé, our daughter, Elizabeth Fitts. Ben has become a welcomed and a trusted part of the family this last year. He will be marrying Beth next week and we are all very pleased for both of them. She has been alone for awhile and it's nice to see her so happy!

Gramma (Viola Lindow) loves "Benny" and looks forward to his checking in on her every day. He cooks hot meals for her at her request. He is competent with tools and keeps up with maintenance and lawn care for her. She is 83 years old and lives alone with arthritis and doesn't get out much anymore. She has started sitting out back more though, saying she feels safer with Ben around.

I've witnessed a man trying to get his life together and seeking the right people and places for answers. He found a church and attends group meetings with the 12 Step Program and enjoys the meetings and has stayed sober and drug free this whole time!

Ben has gained temporary employment along with tools to work with and has shown willingness to do what is needed to be successful and now has the courage to look forward to the future.

It would not only make our hearts sad for him to be forced out but it would put great strain on the family to continue the care he has given to Gramma and my daughter.

Please help us!

Respectfully,
Warren Lawhorne

Warren Lawhorne
01.16.2020

Rec'd 4/16/20
Cheryl Lawhorne

To Whom It May Concern;

I am writing to request a Temporary Variance for Benjamin Clemmons. Ben and his fiancé, my daughter Elizabeth Fitts, live at 1120 W. Robinson St. in the garage apartment behind my Mother, Viola Lindow whom lives in the main house alone.

He is a continuous help with the upkeep and maintenance of the property. Mom is 83 years old with arthritis and isn't very mobile. He checks in on her every day and brings her hot meals as often as she needs them. She feels safer with 'Benny' living nearby.

Ben is a great help to her and in no way a threat to her or anyone else. Unfortunately her address is in a restricted area according to the Sex Offender Level 1 rule, "...1000 feet from a City Park."

Ben is attending a 12 Step Recovery Program at The Family and Fellowship Church in Alvin and doing very well. He has remained sober and drug free! He is going to the psychologist and is taking medications for PTSD and Social Anxiety. He is on a 2-month waiting list for a therapist.

I feel that if he is forced to move, he will not be able to attend his 12 Step Recovery Program or stay on his medications that has helped his recovery process. He would be homeless and on the streets...that would not be good for Ben, Alvin or my mother.

Thank you,
Cheryl Lawhorne

Cheryl Lawhorne

1-16-2020



AGENDA COMMENTARY

Meeting Date: 2/6/2020

Department: Legal

Contact: Suzanne Hanneman, City Attorney

Agenda Item: Consider a variance request to Chapter 30 ½ - Regulation of Sex Offender Residency, of the City of Alvin Code of Ordinances, from Eugenio Rodriguez for the residence at 704 W. Willis, Alvin, Texas.

Type of Item: Ordinance Resolution Contract/Agreement Public Hearing Plat Discussion & Direction Other

Summary: At the regular City Council meeting held on December 6, 2018, City Council denied a written request for a variance from Eugenio Rodriguez based upon the Sex Offender Residency Requirements, or prohibitions, in Chapter 30 ½ of the City's Code of Ordinances.

On January 5, 2020, the City received another variance request to the Sex Offender Residency Requirements of Chapter 30 ½ from Mr. Rodriguez.

The Code of Ordinances, Chapter 30 ½ -3 provides if a person is required to register on the Department of Public Safety's Sex Offender database because of a violation involving a victim who was less than seventeen (17) years of age, it is unlawful for that person to establish a permanent residence or temporary residence within one thousand (1,000) feet of any premise where children commonly gather. Premise where children commonly gather includes parks and playgrounds. For purposes of determining distance, the requirement is measured by following a straight line from the outer property line of the permanent or temporary residence to the nearest property line of the premises where children commonly gather.

Mr. Rodriguez is required to register for life as a Sex Offender, based upon his following convictions:

<u>Offense</u>	<u>Victim</u>	<u>Sentence and Date of Sentence</u>
Aggravated Sex Assault – Child	10-year-old male friend	10 years TDCJ on 1/22/1981
Aggravated Sex Assault	17-year-old male friend	10 years TDCJ on 1/22/1981
Aggravated Kidnapping w/Intent to Commit Sex Assault	11-year-old female friend	45 years TDCJ on 11/30/1981
Aggravated Sex Assault – Child	10-year-old male stranger	10 years TDCJ on 1/22/1982
Sexual Assault – Child	9-year-old female stranger	10 years TDCJ on 3/19/1982

Mr. Rodriguez is now approximately 69 years old, and was approximately 30 years old at the time of the offenses. As a result of the 11/30/1981 conviction, Mr. Rodriguez is on parole until 2035. Mr. Rodriguez was released on parole in approximately September 2018.

Mr. Rodriguez's variance request lists his residence at 704 West Willis. This residence is approximately 919 feet from Sealy Park. Mr. Rodriguez also verbally inquired about residing at 215 North Jackson Street, which is next to and adjacent to 704 West Willis. Although the property line for this location itself is greater than

1,000 feet (approximately 1,024 feet), part of the residential structure is in the lot on 704 West Willis, and therefore falls within the exclusion zone.

Although not specifically covered by our Ordinance, in addition to the exclusion zone created by Sealy Park, both residences are within 1,000 feet of a juvenile group home, which is licensed and regulated by the Texas Health and Human Services Commission. This is a home with developmentally or intellectually disabled juveniles who have been forensically placed in the home.

Funding Expected: Revenue Expenditure N/A **Budgeted Item:** Yes No N/A

Funding Account: _____ **Amount:** _____ **1295 Form Required?** Yes No

Legal Review Required: N/A Required **Date Completed:** 1/29/2020 SLH

Supporting documents attached:

- Variance Request

Recommendation:

Reviewed by Department Head, if applicable

Reviewed by City Attorney, if applicable

Reviewed by Chief Financial Officer, if applicable

Reviewed by City Manager

01/05/2020

1/9/19
on

CITY SECRETARY
216 SEELY ST
ALVIN, TEXAS 77511

RE: VARIANCE REQUEST
CITY ORDINANCE

HONORABLE SECRETARY:

PLEASE SCHEDULE ME FOR AN
APPEARANCE BEFORE CITY COUNSEL, AT YOUR
EARLIEST CONVENIENCE.

I HAVE FAMILY MEMBERS WHO WOULD ALSO
LIKE TO APPEAR.

THANK YOU FOR YOUR TIME AND
CONSIDERATION.

Respectfully,

Luzenio Rodriguez
3284 Co. Rd. 181
ALVIN, TEXAS 77511

EMAIL: GINO RODRIGUEZ 9951@GMAIL.COM