

**CITY OF ALEDO, TEXAS
CITY COUNCIL MINUTES
MEETING LOCATION: ALEDO COMMUNITY CENTER
104 ROBINSON COURT
ALEDO, TEXAS 76008
THURSDAY, JANUARY 28, 2021
6:00 P.M.**

The City Council Meeting scheduled for 6:00 p.m. January 28, 2020 at the Aledo Community Center was conducted as a public meeting, and the public was invited to attend. However, in order to abide by the social distancing mandates that are in place in Parker County and in Aledo, and to protect members of the public and City Council members, some staff members did participate remotely via WebEx.

The public was permitted to offer public comments telephonically on any agenda item as permitted by the presiding officer during the meeting. A recording of the telephone/video meeting was made and was available to the public in accordance with the Open Meeting Act within 24 hours after the end of the meeting.

CALL TO ORDER

The Aledo City Council met in regular session on January 28, 2020, at the Aledo Community Center, 104 Robinson Court, Aledo, TX 76008. Mayor Kit Marshall called the meeting to order at 6:09 p.m. with the following members present Councilmember Spencer Perry and Mayor Pro Tem Kimberly Hiebert, Councilmember Matt Ribitzki, Councilmember Dan Herbert and Councilmember Clint Robinson.

Staff members who were present at the meeting were: City Administrator Bill Funderburk and City Secretary Deana McMullen, IT Manager Todd Covington, Parks Director Toni Fisher, Director of Public Works Gretchen Vazquez, and City Planner Betty Chew

City Attorney Betsy Elam participated via WebEx.

INVOCATION AND PLEDGE OF ALLEGIANCE

Councilmember Clint Robinson gave the Invocation. Mayor Kit Marshall led the Pledge of Allegiance.

PROCLAMATIONS & PRESENTATIONS

Proclamation recognizing Aledo Bearcats Football Team for their 10th record setting State Championship Win

Mayor Marshall read aloud and presented the Proclamation to Coach Robby and the Players in attendance at the meeting recognizing the Aledo Bearcats Football Team for their 10th record setting State Championship Win.

Recognition of Izzy Powell for her Contributions to the Community

Mayor Marshall presented a Certificate of Recognition to Izzy Powell for her Contributions to the Community.

CITIZEN APPEARANCES

CITY COUNCIL CANNOT DISCUSS ANY PRESENTED ISSUE NOR MAY ANY ACTION BE TAKEN ON ANY ISSUE AT THIS TIME. COMMENTS ARE LIMITED TO (3) MINUTES AND THIS TIME IS NOT TRANSFERABLE. PLEASE SIGN IN BEFORE THE START OF TONIGHT'S MEETING.

There were no citizen appearances for this meeting.

CONSENT AGENDA:

All of the following items on the consent agenda are considered to be self-explanatory by the Council and will be enacted with one motion. There will be no separate discussion of these items unless a Council Member so requests. Approval of the consent agenda authorizes the City Administrator to implement each item in accordance with the staff recommendation.

The consent Agenda was presented as follows:

- 1. December 10, 2020 City Council Minutes.**
- 2. November 2020 monthly financial report**
- 3. December 2020 monthly financial report**
- 4. Approval of Resolution No. 2021-082 reviewing and approving the Investment Policy.**
- 5. Approval of Law Enforcement contract with Parker County Sheriff Office for FY 2020-2021**
- 6. Approval of contract with Eddie Peacock Financial Consultant for upcoming financial audit for FY 2020-2021**

Motion was made by Councilmember Spencer Perry, seconded by Councilmember Dan Herbert to approve the Consent Agenda as presented.

Motion carried 5-0

ITEMS FOR DISCUSSION:

- 7. Discussion and action regarding approval of agreement with Edmonds & Associates for consultation services regarding the preparation of a Home Rule Charter for the City of Aledo**

City Administrator Bill Funderburk requested the City Council consider approval of agreement with Edmonds & Associates for consultation services regarding the preparation of a Home Rule Charter for the City of Aledo. As discussed in previous meetings, the Council wants to begin the process of creating a Home Rule Charter for the City of Aledo now that we have passed the population threshold of 5,000 residents. Mr. Edmonds brings many years of expertise in developing new charters and home rule charter revisions as an independent consultant.

Following discussion motion was made by Councilmember Matt Ribitzki, seconded by Councilmember Spencer Perry to approve the agreement with Edmonds and Associates for consultation services regarding the preparation of a Home Rule charter for the City of Aledo.

Motion carried 5-0

8. Discussion and action regarding possible appointments for a Home Rule City Charter Committee

Based upon recommendations from Mr. Don Edmonds this item has been tabled to March or April for further discussion.

No action was taken on this item.

9. Discussion and action to consider PRELIMINARY PLAT of Lots 1-21, Block 1, The Enclave and Lot 1R, Block 1 Faith Presbyterian Church being a 10.00 acre tract of land out of Lot 1, Block 1 of Faith Presbyterian Church, an addition to the City of Aledo, Parker County, Texas and situated in the James B. Carr Survey, Abstract Number 255 and the John Sparger Survey, Abstract Number 1230 City of Aledo, Parker County, Texas.

Motion was made by Councilmember Spencer Perry, seconded by Councilmember Matt Ribitzki to approve the Preliminary Plat of Lots 1-21, Block 1, The Enclave and Lot 1R, Block 1 Faith Presbyterian Church being a 10.00 acre tract of land out of Lot 1, Block 1 of Faith Presbyterian Church, an addition to the City of Aledo, Parker County, Texas and situated in the James B. Carr Survey, Abstract Number 255 and the John Sparger Survey, Abstract Number 1230 City of Aledo, Parker County, Texas as presented.

Motion carried 5-0

10. Discussion and action to consider approval of an Ordinance for a Zoning Change from (R2) Single Family Residential District to (PD R-2) Planned Development Single Family Residential District – Lots 7-9, Block 9 Lasater Addition, and addition to the City of Aledo, Parker County, Texas according to the plat recorded in Volume 277, Page 641, Plat Records, Parker County, Texas.

The Public Hearing on this item was done back in October of 2020. Because we have received protests about this property the law requires that if a property has 20% or more protests then a

vote of 2/3 majority of City Council is required. There were not enough members present at the October meeting to vote on this item.

There were citizens who wished to speak on this item:

Susan Houghtalin – 315 Plum Street – expressed concerns with Traffic as well as the proposed homes to be built would take away the charm of the neighborhood. She was opposed to the project.

Stanton Pearson – 200 block of Sherry – Was opposed to project for concerns over traffic as well as drainage. It does not meet the lot size requirements.

Jim Eggleston – 102 Houston Street, Weatherford, TX - Attorney representing people from the neighborhood that oppose the development. It does not meet the requirements of the City Aledo Development Ordinance, and there are concerns regarding traffic, parking, no sidewalks. The project has not been thought through.

Following the discussion Mayor Marshall called for a motion. Hearing none the Zoning Change request was denied. There was no action on this item.

Mayor Kit Marshall thanked everyone who came to the meeting tonight to have their voices heard regarding this property change. The City Council works for you and with you and it is important for us to hear your thoughts and concerns. This item did not pass. Thank you for being engaged in the Community.

11. Discussion and action to receive and accept a petition from Parks of Aledo Bluffs, LLC requesting voluntary annexation of an 87.67 acre tract of land off of Bailey Ranch Road and adopt Resolution Number 2021-083 setting the Public Hearing date and time.

Motion was made by Councilmember Spencer Perry, seconded by Councilmember Dan Herbert to approve Resolution Number 2021-083 to set public hearing date and time for annexation of an 87.67 acre tract of land off Bailey Ranch Road.

Motion carried 5-0

12. Discussion and action to consider adoption of Resolution 2021-086 to schedule a Public Hearing for the purpose of considering the amendment of land use assumptions, capital improvement plan, and impact fees for water and waste water utilities.

Motion was made by Councilmember Spencer Perry, seconded by Councilmember Daniel Herbert to approve Resolution 2021-086 to schedule a Public Hearing for the purpose of considering the amendment of land use assumption, capital improvement plan, and impact fees for water and waste water utilities setting the date for March 25, 2021.

Motion carried 5-0

13. Discuss and consider awarding a professional services agreement to Freese & Nichols to prepare and submit an application for funding under the Texas Department of Transportation 2021 Transportation Alternatives (TA)/Safe Routes to School (SRTS) Program Call for Projects.

The Texas Department of Transportation (TXDOT) opened its 2021 TA/SRTS call for projects. This call for projects provides funding for pedestrian and bicycle infrastructure improvements. The City has requested Freese & Nichols assistance with the preparation of an application for TXDOTS upcoming 2021 TZ/SRTS Call for projects.

Motion was made by Councilmember Daniel Herbert, seconded by Councilmember Clint Robinson to approve the awarding of a professional services agreement for Freese & Nichols to prepare and submit an application for funding under the Texas Department of Transportation 2021 Transportation Alternatives (TA/Safe Routes to School (SRTS) Program call for projects.

Motion carried 5-0

14. Discussion and action to consider approval of appointing Parker County Emergency Management Coordinator (EMC) as the City of Aledo Emergency Management Coordinator

Each year the City Council signs an agreement to appoint the Parker County Emergency Management Coordinator as the City of Aledo Emergency Management Coordinator.

Motion was made by Councilmember Spencer Perry, seconded by Mayor Pro Tem Kimberly Hiebert to approve Sean Hughes being appointed as the Aledo Emergency Management Coordinator and authorizing Mayor Marshall to sign the agreement.

Motion carried 5-0

15. Discussion and action to consider approval of agreement with Union Pacific Railroad Company in regards to the Union Pacific Private Railroad Crossing on Underwood Road, "Aledo Quiet Zone"

Mayor Marshall updated the Council regarding the agreement with Union Pacific Railroad in regards to the Crossing on Underwood road becoming a Quiet Zone. Mayor Marshall stated that Union Pacific had told the City of Aledo that it would be January before they would move forward with the request. This request comes from various complaints from citizens who live nearby particularly in Parks of Aledo. The developer of the Parks of Aledo has stated that he would pay the costs involved to make this crossing a Quiet Zone. It is possible that in the future the maintenance may become the responsibility of the City of Aledo. This will benefit the citizens today as well as in the future.

Motion was made by Councilmember Clint Robinson, seconded by Mayor Pro Tem Kimberly Hiebert to approve the agreement with Union Pacific Railroad Company in regards to the Union Pacific Private Railroad Crossing on Underwood Road, "Aledo Quiet Zone"

Motion carried 5-0

16. Discussion and action to consider approval for advertising for Request for Qualifications for a Needs Assessment Study for a New City Hall building.

City Administrator Bill Funderburk discussed the need for a request for qualifications to do a need assessment study for a New City Hall Building. Mr. Funderburk stated that since we are talking about a new building, we need to consider not only the needs of today but the needs for the future as well.

Councilmember Clint Robinson suggested that the City consider a portable building to relieve some of the space issues currently going on and requested that it be put on the next regular Agenda.

Motion was made by Councilmember Spencer Perry, seconded by Councilmember Daniel Herbert to approve the request to advertise for Request for Qualifications for a Needs Assessment Study for a new city hall building as discussed.

Motion carried 5-0

17. Discussion and action to consider approval of Resolution 2021-084 calling for a General Election for May 1, 2021 and approving contract with Parker County Elections to hold the Election.

Motion was made by Councilmember Clint Robinson, seconded by Councilmember Matt Ribitzki to approve Resolution 2021-084 calling for a General Election for May 1, 2021 and approving the contract with Parker County Elections to hold the Election.

Motion carried 5-0

COUNCIL AND STAFF COMMENTS

(In compliance with the Texas Open Meetings Act, Council members may comment on routine city matters, may ask questions of staff that require only responses of factual information or statements of existing city policy, or may request that non-routine matters of public concern be placed on a future agenda. Council members may not discuss non-agenda items among themselves. In compliance with the Texas Open Meetings Act, city staff members may comment on routine city operations and projects. Staff members may respond to questions from others only with statements of factual information or existing city policy.)

REPORTS:

18. Monthly reports:

- a. City Secretary's Monthly Report**
- b. Director of Parks & Events Monthly Report**
- c. Director of Public Works' Monthly Report**
- d. Accountant Monthly Report**
- e. Municipal Court Monthly Report**
- f. Parker County Sheriff's Office Monthly Report**

City Secretary Deana McMullen gave an update to the City Council on the Incode 10/Tyler Software and training needs citing there will be a need to close City Hall to the public for a few hours for a few days during the training that is needed for the Front Office staff as we take the next steps to configure and go live on the Utility Billing program in the coming months.

Parks & Rec Director Toni Fisher updated the Council on New equipment that was purchased for Bear Cat Park in the Toddler section as well as improvements made in Howard Way Park with the help of Boy Scout Troop 109. Ms. Fisher also informed the City Council about the new touchless doors added to the front of City hall with COVID relief funds.

Director of Public Works Gretchen Vazquez updated the Council that the sidewalk on Old Annetta Road was complete and a walk through was done. The job came in under budget. The Waste Water Treatment Plant Expansion Project Funding is ready for the next step. This will be forthcoming to the council.

EXECUTIVE SESSION

The City Council for the City of Aledo, Texas, will convene into Executive Session pursuant to the Texas Government Code, Chapter 551 to discuss the following:

The city council may convene in executive session to receive advice from its attorney on any posted item and to seek advice regarding

19.) 551.071 CONSULTATION WITH ATTORNEY – SEEK ADVICE REGARDING PENDING OR CONTEMPLATED LITIGATION, A SETTLEMENT OFFER, OR ON A MATTER IN WHICH THE DUTY OF THE ATTORNEY TO THE GOVERNMENTAL BODY UNDER THE TEXAS DISCIPLINARY RULES OF PROFESSIONAL CONDUCT

OF THE STATE BAR OF TEXAS CLEARLY CONFLICTS WITH THIS CHAPTER, NAMELY:

- a) Discussion regarding eminent domain for the acquisition of real property for the construction and maintenance of public parking improvements and for other public purposes permitted by law.**
- b.) Consultation with City Attorney regarding sales tax issue**
- c.) Consultation with City Attorney regarding boundary issues**
- d.) Consultation with City Attorney regarding value and acquisition of property**

20.) PURSUANT TO SECTION 551.072, TEXAS GOVERNMENT CODE – DELIBERATION REGARDING THE PURCHASE, EXCHANGE, LEASE OR VALUE OF REAL PROPERTY TO BE ACQUIRED FOR THE CONSTRUCTION AND MAINTENANCE OF PUBLIC PARKING IMPROVEMENTS.

ADJOURN EXECUTIVE SESSION AND RECONVENE INTO OPEN SESSION

21. Any action necessary from Executive Session:

a.) Consider the use of eminent domain to condemn property and consider Resolution Number 2021-085 authorizing the filing of eminent domain proceedings for the purpose of obtaining the necessary real property for construction and maintenance of public parking improvements and for other public purpose permitted by law.

Motion was made by Councilmember Matt Ribitzki, seconded by Councilmember Spencer Perry to move that the City Council of the City of Aledo authorize the use of the power of eminent domain to acquire the real property described in Resolution Number 2021-085, as presented 112 Jearl Street, Aledo, Texas, legally described as Lot 6, Block 10, Lasater Addition, Aledo, Texas, for the public use in construction and maintenance of public parking improvements; and I further move to adopt Resolution Number 2021-085, as presented.

Motion carried 5-0

ADJOURN

With there being nothing further to discuss or consider Mayor Kit Marshall adjourned the regular meeting of the Aledo City Council at 9:19 p.m.

PASSED AND APPROVED THIS THE 25th DAY OF February 2021



Kit Marshall
Kit Marshall, Mayor

ATTEST:

Deana McMullen
Deana McMullen, City Secretary