

**CITY OF ALEDO, TEXAS
CITY COUNCIL MINUTES
MEETING LOCATION: ALEDO COMMUNITY CENTER
104 ROBINSON COURT
ALEDO, TEXAS 76008
THURSDAY, FEBRUARY 23, 2017
7:00 P.M.**

CALL TO ORDER

The Aledo City Council met in regular session on February 23, 2017, at the Aledo Community Center, 104 Robinson Court, Aledo, TX 76008. Mayor Kit Marshall called the meeting to order at 7:04 p.m. with the following members present; Councilmember Kerby Smith, Councilmember Jean Bailey, Councilmember Bob Wood, and Councilmember Daniel Herbert. Mayor Pro Tem Kimberly Hiebert was not present having given prior notice of her absence.

Staff members present at the meeting were: City Administrator Ken Pfeifer, City Secretary Deana McMullen, Director of Public Works David Fain, Accounting Coordinator Kari Kszyminski, City Engineer Steve James and City Attorney Betsy Elam.

INVOCATION AND PLEDGE OF ALLEGIANCE

Kenton Harvey of the Aledo Church of Christ was present to give the Invocation. Councilmember Bob Wood led the Pledge of Allegiance.

PROCLAMATIONS

Proclamation recognizing February 20 – February 26, 2017 as Severe Weather Awareness Week in the City of Aledo

Proclamation recognizing March 2017 as American Red Cross Month in the City of Aledo

Proclamation recognizing March 20-26, 2017 as Poison Prevention Week in the City of Aledo

Mayor Kit Marshall read the heading to the Proclamations aloud.

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. January 26, 2017, Regular City Council Minutes.**
- 2. January 2017 Monthly Financial report.**
- 3. Approval of contract with Pyro Shows of Texas for Community Fireworks Display on June 2, 2017**

Motion was made by Councilmember Jean Bailey, seconded by Councilmember Bob Wood to approve the consent agenda as presented.

Motion carried 4-0

ITEMS FOR DISCUSSION:

4. Public Hearing - the purpose of said hearing is to receive input regarding a request for a zoning change for a portion of Lots 20 and 21, block 23 and a portion of Lot 19, Block 22, Original Town of Aledo, also known as the Parsons Table, 200 FM 1187 S., an addition to the City of Aledo, Parker County, Texas according to plat recorded in volume 18, page 400 deed records, Parker County, Texas and 1, 170 un-platted acres situated in the RC Eddleman Survey, Abst. No. 438 and Heirs of Francisco Sanchez Survey Abst. 2346 City of Aledo, Parker County, Texas from Single Family R-1 to Downtown Business District (DBD)

Mayor Kit Marshall opened the Public Hearing to receive input for or against a request for a zoning change for portion of Lots 20 and 21, block 23 and a portion of Lot 19, Block 22 Original Town of Aledo, also known as Parsons Table, 200 FM 1187 S. from R-1 (single family) to Downtown Business District (DBD) at 7:32 p.m.

Mr. Warren Pearson, owner of the property in question stated that they had thought the entire property of the Parsons Table was under the Zoning of Downtown Business District (DBD) but had found out that a portion of it was actually zoned as Residential – Single Family. They would like this changed so that the property can be sold and it will all be under one zoning.

There was no one to speak for or against this item. Mayor Kit Marshall closed the public hearing at 7:34 p.m.

5. Discussion and action to consider approval of Ordinance 2017-074 for a request for the zoning change for a portion of Lots 20 and 21, block 23 and a portion of Lot 19, Block 22, Original Town of Aledo, also known as the Parsons Table, 200 FM 1187 S., an addition to the City of Aledo, Parker County, Texas according to plat recorded in volume 18, page 400 deed records, Parker County, Texas and 1, 170 un-platted acres situated in the RC Eddleman Survey, Abst. No. 438 and Heirs of Francisco Sanchez Survey Abst. 2346 City of Aledo, Parker County, Texas from Single Family R-1 to Downtown Business District (DBD)

ORDINANCE NO. 2017-074

AN ORDINANCE OF THE CITY OF ALEDO AMENDING ORDINANCE NO. B-2008-03, THE ALEDO ZONING ORDINANCE, AS AMENDED BY REZONING CERTAIN PROPERTY WITHIN THE CITY LIMITS OF THE CITY OF ALEDO; REVISING THE OFFICIAL ZONING MAP TO REFLECT SUCH CHANGES; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SAVINGS CLAUSE; PROVIDING A PENALTY FOR VIOLATIONS; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR PUBLICATION IN THE OFFICIAL NEWSPAPER; AND PROVIDING AN EFFECTIVE DATE.

Motion was then made by Councilmember Kerby Smith, seconded by Councilmember Daniel Herbert to approve Ordinance 2017-074 changing the zoning for a portion of Lots 20 and 21, block 23 and a portion of Lot 19, Block 22 Original Town of Aledo, also known as the Parsons Table, 200 FM 1187 S. from R-1 Single Family to Downtown Business District (DBD).

Motion carried 4-0

6. Discussion and action to set a public hearing date to discuss and consider an amendment to the water and wastewater capital improvement plan and impact fee ordinance.

Director of Public Works David Fain addressed the Council regarding the need for a Public Hearing to discuss and consider an amendment to the water and wastewater capital improvement plan and impact fee ordinance. With the continued growth of our community there is a need to discuss water and wastewater capital improvements that can handle the growth.

Motion was made by Councilmember Jean Bailey, seconded by Councilmember Bob Wood to set a public hearing for March 30, 2017 to discuss and consider an amendment to the water and wastewater capital improvement plan and impact fee ordinance.

Motion carried 4-0

7. Discussion and action to consider approval of awarding a contract to Atkins Brothers Equipment Company, Inc. for the Old Tunnel Lift Station, Force Main and Outfall Interim improvements.

Bids were received for the project for maintenance activities within the Old Tunnel Lift Station, 2,220 LF 8" force main installation by open cut, and 2,170 LF of 12" gravity line upsize by pipe bursting. The budgeted amount for this project is \$678,700. The city reviewed the bids and called references of the low bidder. Negative comments were received regarding the low bidder so Freese & Nichols recommended the city hire the next lowest bidder in the amount of \$768,905.

Motion was made by Councilmember Jean Bailey, seconded by Councilmember Daniel Herbert to approve the second lowest bidder and award the contract to Atkins Brothers Equipment Company, Inc. in the amount of \$768,905.00

Motion carried 4-0

8. Discussion and action to consider approval of adopting Ordinance Number 2017 – 075 for a Budget Amendment.

**CITY OF ALEDO, TEXAS
ORDINANCE C-2017-075**

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF ALEDO, TEXAS TO ADOPT AN AMENDED BUDGET FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2017; APPROPRIATING VARIOUS SUMS FOR THE VARIOUS PURPOSES THEREIN; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES IN CONFLICT; AND PROVIDING AN EFFECTIVE DATE.

Motion was made by Councilmember Kerby Smith, seconded by Councilmember Jean Bailey to approve ordinance number 2017-075 that recognizes a budget amendment to the FY 2016-2017 in the amount of \$90,205 from impact fee reserves to cover the cost of the Old Tunnel lift station, force main and outfall interim improvement projects.

Motion carried 4-0

9. Discussion and action concerning award of Professional Services contract to Freese and Nichols, Inc. for parking lot improvements for the Aledo Commons.

City Engineer Steve James gave a presentation for the parking lot improvements for the Aledo Commons. He presented several options for the Council to consider with several different layouts for the parking lot.

Following discussion of this item the Council asked if they could see some additional options for the plans on the parking lot area. There is currently \$250,000 in the budget with \$100,000 coming from the Parks budget, \$100,000 coming from the AEDC Budget and \$50,000 coming from the General Fund Budget.

Steve James will come back to the Council at the next meeting with different options for them to consider.

No action was taken on this item.

10. Discussion and action to approve adopting Ordinance Number 2017-076 to reduce the speed limit in the Point Vista Development.

ORDINANCE NO. 2017-076

AN ORDINANCE ADOPTING SPEED LIMITS ON CERTAIN ROADWAYS WITHIN THE CITY OF ALEDO, TEXAS; DIRECTING THE ERECTION OF SIGNS; PROVIDING THAT THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY FOR VIOLATIONS HEREOF; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION IN THE OFFICIAL NEWSPAPER; AND PROVIDING AN EFFECTIVE DATE.

James R Harris and Justin Welborn have requested that the City of Aledo consider lowering the speed limit in the Point Vista Development from 30 mph to 25 mph to match the Parks of Aledo Subdivision.

Motion was made by Councilmember Bob Wood, seconded by Councilmember Jean Bailey to approve Ordinance number 2017-076 to lower the speed limit in the Point Vista Development from 30 mph to 25 mph.

Motion carried 4-0

REPORTS:

11. Monthly reports:

- a. City Administrator's Monthly Report**
- b. City Secretary's Monthly Report – Circus Event**
- c. Director of Public Works' Monthly Report**
- d. Accounting Coordinator's Monthly Report**
- e. Municipal Court Monthly Report**
- f. East Parker County Library report**

g. Parker County Sheriff's Office monthly report

City Administrator Ken Pfeifer reported to the Council that we will have the new population estimates in April and we are expecting them to be over 3,800 this year. Also, the Medical office Building should start seeing some movement around April/May of this year and there will be an announcement regarding this coming soon.

City Secretary Deana McMullen reported to the council a reminder about the Kelly Miller Circus coming to town on Sunday March 12, 2017 with 2 shows at 2pm and 5pm.

Accounting Coordinator Kari Kszyminski reported and update on the Veterans Plaza donations. To date 199 bricks have been purchased. All three flag poles have been sponsored as well as 2 benches. The total amount received to date is \$44,020.00

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.)

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

12.) 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 on Cause No. CV10-0429, City of Willow Park v. Todd C. Brennan, et al. v. Parker County Appraisal District, Parker County Appraisal Review Board, City**

of Aledo, Larry Hammonds in his official capacity as Parker County Appraisal District Director

b) Discussion on Cause No. CV16-0668, Chamese Yarborough v. City of Aledo

- 13.) 551.072 - Deliberation Regarding Real Property; To deliberate the purchase, exchange, lease, or value of real property if deliberation in an open meeting would have a detrimental effect on the position of the governmental body in negotiations with a third person.**

Additionally the Council may convene in executive session to receive advice from the City Attorney on any posted item.

There was no Executive Session held during this meeting.

ADJOURN EXECUTIVE SESSION AND RECONVENE INTO OPEN SESSION

14. Any action necessary from Executive Session

There was no Executive Session held for this meeting so there was no action taken.

ADJOURN

With there being nothing further to discuss or consider, Mayor Kit Marshall adjourned the regular meeting of the Aledo City Council at 8:31pm.

PASSED AND APPROVED THIS THE 30th DAY OF March 2017

Kit Marshall
Kit Marshall, Mayor

ATTEST:

Deana McMullen
City Secretary Deana McMullen