

**CITY OF ALEDO, TEXAS
CITY COUNCIL MINUTES
MEETING LOCATION: ALEDO COMMUNITY CENTER
104 ROBINSON COURT
ALEDO, TEXAS 76008
THURSDAY, SEPTEMBER 28, 2017
7:00 P.M.**

CALL TO ORDER

The Aledo City Council met in regular session on September 28, 2017, at the Aledo Community Center, 104 Robinson Court, Aledo, TX 76008. Mayor Kit Marshall called the meeting to order at 7:03 p.m. with the following members present; Councilmember Jean Bailey, Councilmember Daniel Herbert, Councilmember Spencer Perry and Councilmember Bob Wood was not present having given prior notice of his absence. Councilmember Jean Bailey had to leave the meeting early as reflected in the number of votes cast on items 4 thru 23.

Staff members present at the meeting were: City Administrator Ken Pfeifer and City Secretary Deana McMullen, Director of Public Works David Fain, Accounting Coordinator Kari Kszyminski and City Attorney(s) Betsy Elam and Fritz Quist.

INVOCATION AND PLEDGE OF ALLEGIANCE

Troy Myklos with the Summit gave the Invocation. Mayor Kit Marshall led the Pledge of Allegiance.

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.

ITEMS FOR DISCUSSION:

1. Discussion and action concerning approval of Ordinance 2017-083 adopting the Fiscal Year 2017-2018 annual budget.

Motion was made by Councilmember Jean Bailey seconded by Mayor Pro Tem Kimberly Hiebert to approve Ordinance 2017-083 adopting the Fiscal Year 2017-2018 annual budget for the City of Aledo.

Motion carried 4-0

2. Discussion and action to ratify the property tax revenue increase reflected in the Fiscal Year 2017-2018 annual budget.

Motion was made by Councilmember Jean Bailey, seconded by Councilmember Spencer Perry to ratify the ad valorem tax revenue for M&O in FY 2018 in the amount of \$943,157.

Motion carried 4-0

3. Discussion and action concerning approval of Ordinance 2017-084 setting the Ad Valorem Tax Rate of \$0.3850 per \$100 taxable value for Fiscal Year 2017-2018.

Motion was made by Councilmember Jean Bailey, seconded by Mayor Pro Tem Kimberly Hiebert to move that the property tax rate be increased by the adoption of a tax rate of \$0.3850 per \$100 taxable value which is effectively a 7.9003 percent increase in the tax rate per Tax Code: 26.05 (b)

Motion carried 4-0

Mayor Kit Marshall stated that for the record this wording is required per State Statute and the increase is for the revenue generated by new construction not the actual tax rate.

EXECUTIVE SESSION

Mayor Kit Marshall moved the Executive Session to the top of the Agenda so that Councilmember Jean Bailey could be present at the meeting as she needed to leave early.

Mayor Kit Marshall adjourned the regular meeting of the City Council at 7:07 p.m. into Executive Session to discuss matters related to section 551.071.

Those in attendance of the Executive Session were Mayor Kit Marshall, Councilmember Jean Bailey, Councilmember Spencer Perry, Councilmember Dan Herbert, City Administrator Ken Pfeifer, City Secretary Deana McMullen, City Attorney(s) Betsy Elam and Fritz Quist. Mayor Pro Tem Kimberly Hiebert did not attend this meeting as she is a party to the law suit regarding omitted taxes.

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

24.) 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**

25.) 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.

ADJOURN EXECUTIVE SESSION AND RECONVENE INTO OPEN SESSION

26. Any action necessary from Executive Session

Mayor Kit Marshall adjourned the Executive Session at 7:42 p.m. and called the regular session of the Aledo City Council back to order.

There was no action from the Executive Session.

4. Discussion and action concerning authorizing the Mayor to enter into a Mutual Aid Agreement with the participating agencies of the North Central Texas Public Works Emergency Response Team (PWERT)

Motion was made by Councilmember Dan Herbert, seconded by Councilmember Spencer Perry to approve the authorization of Mayor to enter into a Mutual Aid Agreement with the participating agencies of the North Central Texas Public Works Emergency Response Team (PWERT)

Motion carried 3-0

5. Discussion and action regarding approval of Ordinance 2017-085 for Budget Amendments for FY 2016-2017

Motion was made by Councilmember Spencer Perry, seconded by Councilmember Dan Herbert to approve Ordinance number 2017-085 for Budget Amendments for FY 2016-2017.

Motion carried 3-0

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.

6. August 24, 2017 Regular City Council Minutes.
7. September 7, 2017 Special City Council Minutes.
8. August 2017 Monthly financial report.
9. Approval of Ordinance 2017-086 to designate an official newspaper for Fiscal Year 2017-2018.
10. Approval of employee health/dental/vision/life/short term disability coverage options and approval of appointing Dean Casey and Associates as Broker for Employee Health/Dental/Life & Vision Insurance.
11. Approval of contract with East Parker County Library for Fiscal Year 2017-2018.
12. Approval of agreement with Jaxson Technical (Jack Liford) for inspection services for Fiscal Year 2017-2018.
13. Approval of agreement with Duane Barritt for health inspection services for Fiscal Year 2017-2018.
14. Approval of General Engineering Services Agreement with Freese and Nichols, Inc. (FNI)
15. Approval of Freese and Nichols contract for engineering services for the FY 2018 Street Rehabilitation Program.
16. Approval of awarding a Professional Services Contract to Freese & Nichols, Inc. for a route study for the proposed Basin 3 – Clear Fork Interceptor.
17. Approval of Ordinance 2017-087 amending the Fee Schedule for Fiscal Year 2017-2018.
18. Approval of Sheriff's contract for Law Enforcement Services.
19. Approval of closing roads for Aledo Fest event October 21, 2017.
20. Approval of rescheduling November Council meeting and cancelling December Council meeting due to the Holidays.
21. Pursuant to Ordinance number C-2007-08, the City Secretary will provide a report to

the City Council concerning board and commission activity for the past year.

22. Approval of reappointment of members in even-numbered places to the various boards.

Motion was made by Mayor Pro Tem Kimberly Hiebert, seconded by Councilmember Spencer Perry to approve the Consent Agenda as presented.

Motion carried 3-0

REPORTS:

23. Monthly reports:

- a. City Administrator's Monthly Report**
- b. City Secretary's Monthly Report - Aledo Fest 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 the progress on the bridge at 1187/I20 will hopefully be completed by the end of October, 2017. The Sidewalk project is progressing and should be completed by December 2017. There will be minimal work done on the drainage on this project.

City Secretary Deana McMullen reminded everyone about the Aledo-Fest event coming up on Saturday, October 21, 2017 from 1-5 pm at the Church of Christ Grounds.

Director of Public Works David Fain reported that the contractor is on target with the Sidewalk project and should be complete by early December 2017. The sidewalk will be on top of the pipes at the bridge. It was suggested that railings of some sort be considered so that no one would fall off of the bridge.

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.)

ADJOURN


There being nothing further to discuss or consider Mayor Kit Marshall adjourned this regular meeting of the Aledo City Council at 7:57 p.m.

PASSED and APPROVED this the 26th day of October 2017.



Kit Marshall, Mayor

ATTEST:



Deana McMullen, City Secretary