

**CITY OF ALEDO, TEXAS
CITY COUNCIL MINUTES
MEETING LOCATION: ALEDO COMMUNITY CENTER
104 ROBINSON COURT
ALEDO, TEXAS 76008
THURSDAY, July 28, 2016
7:00 P.M.**

CALL TO ORDER

The Aledo City Council met in regular session on Thursday, July 28, 2016, at the Aledo Community Center, 104 Robinson Court, Aledo, TX 76008. Mayor Kit Marshall called the meeting to order at 7:00 p.m. with the following members present; Councilmember Kerby Smith, Councilmember Paula Johns, Councilmember Bob Wood and Mayor Pro Tem Kimberly Hiebert. Councilmember Jean Bailey was not present at this meeting having given prior notice of her absence.

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 Betsy Elam.

INVOCATION AND PLEDGE OF ALLEGIANCE

Pastor Lee Trigg of Aledo United Methodist Church gave the Invocation. Councilmember Bob Wood 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.

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. June 23, 2016 Regular City Council Minutes.**
- 2. June 2016 Monthly Financial report.**

3. Discussion and action to approve resignation of Paula Johns as City Councilmember Place 5 and AEDC Board Member.

4. Discussion and action concerning a resolution authorizing the creation of the North Central Texas 9-1-1 Emergency Communications District.

Motion was made by Mayor Pro Tem Kimberly Hiebert, seconded by Councilmember Bob Wood to approve the consent agenda as presented.

Motion carried 4-0

ITEMS FOR DISCUSSION:

5. Discussion and action to approve appointment of Daniel Herbert to City Council Place 5 for the unexpired term ending in May, 2017.

Motion was made by Mayor Pro Tem Kimberly Hiebert, seconded by Councilmember Kerby Smith to approve the appointment of Daniel Herbert to City Council Place 5 for the unexpired term ending in May, 2017.

Motion carried 4-0

6. Administer the Oath of Office to Daniel Herbert for City Council Place 5.

Mayor Kit Marshall administered the Oath of Office and Statement of Officer to Daniel Herbert for City Council Place 5.

No action. Mayor Kit Marshall presented a Plaque of Appreciation to Paula Johns for her service to the City of Aledo as a City Councilmember, a Commissioner on the Planning & Zoning Board and a member of the Zoning Board of Adjustment.

7. Discussion and action to approve the appointment of Mayor Pro Tem Kimberly Hiebert to the Aledo Economic Development Corporation.

Motion was made by Councilmember Bob Wood seconded by Councilmember Kerby Smith to approve the appointment of Mayor Pro Tem Kimberly Hiebert to the Aledo Economic Development Corporation to take the place of Director Paula Johns.

Motion carried 4-0

8. Public Hearing: for the purpose of receiving citizen input on Ordinance No. 2016-065 amending Land Use Assumptions, Water and Wastewater Capital Improvement Plans, and Water and Wastewater Impact Fees.

Mayor Kit Marshall opened the Public Hearing to receive input for or against the approval of Ordinance 2016-065 amending the Land Use Assumptions, Water and Wastewater Capital

Improvement Plans and Water and Wastewater Impact Fees at 7:11. There was no one to speak for or against this item.

Jessica Brown of Freese & Nichols gave a presentation regarding the Land Use Assumptions, Water and Wastewater Capital Improvement Plans and Water and Wastewater Impact Fees. Ms. Brown stated that there would only be a minor update. Most of the study would not change from the 2013 Study. With the growth of Parks of Aledo there is a need to discuss and consider wastewater improvements that will be able to handle the growth. The wastewater CIP is happening faster than anticipated, so the recommendation is to amend the land use assumptions, capital improvement plans and the impact fee ordinance and exhibits to the 2016 water and wastewater impact fee program dated July 19, 2016.

Mayor Marshall closed the public hearing for this item at 7:31 p.m.

9. Discussion and action concerning Ordinance No. 2016-065, amending Land Use Assumptions, Water and Wastewater Capital Improvement Plans, and Water and Wastewater Impact Fees.

Motion was made by Mayor Pro Tem Kimberly Hiebert seconded by Councilmember Kerby Smith to approve Ordinance 2016-065 amending Land Use Assumptions, Water and Wastewater Capital Improvement Plans, and Water and Wastewater Impact Fees as discussed during the Public Hearing.

Motion carried 4-0

10. Discussion and action concerning approval of a Professional Services Agreement to Freese & Nichols, Inc. for Old Tunnel lift station, force main, and outfall interim improvements.

Motion was made by Mayor Pro Tem Kimberly Hiebert, seconded by Councilmember Kerby Smith to approve the professional services agreement to Freese & Nichols, Inc. for the Old Tunnel lift station, force main, and outfall interim improvements.

Motion carried 4-0

11. Discussion and action concerning Resolution 2016-06-21 to assess taxing entities for the construction of an addition to the PCAD's current building.

The board of directors of the Parker County Appraisal District approved a resolution to seek approval of the governing bodies of the taxing entities it serves to construct and furnish an addition to the current appraisal district office of approximately 3,500 square feet with additional parking spaces. The City of Aledo's annual allocation increase would be \$269. Failure to act or respond to the resolution will be treated as if it were disapproved.

Following discussion of this item the city council chose not to take any action. They would like to have more details about the improvements before taking formal action.

No action.

12. Update and action regarding Veterans Plaza.

Gordon Hiebert was present to give an update on the Veterans Plaza. The dirt is moving on the grounds getting ready for the electrical and the concrete. As of this date we have sold 41 bricks at the cost of \$6,300. The donations have paid for all of the bricks. The next step is deciding which pictures we want on the monument. In September we hope to install the pavers, the monuments and the flag poles. In discussion, it was decided that we need to obtain one picture that everyone recognizes for each branch of the service to go on the monument.

There was no action on this item.

13. Discussion and action concerning naming of City Hall Grounds.

City Administrator Ken Pfeifer informed the City Council that the Aledo Economic Development Corporation had met on July 19, 2016 and had voted to recommend to the City Council to rename the City Hall Grounds, property inside the Aledo Trail area across from City Hall, Aledo Commons.

Motion was made by Councilmember Bob Wood, seconded by Councilmember Daniel Herbert to rename the City Hall Grounds across the street from the City Hall to Aledo Commons.

Motion carried 4-0

14. Presentation and discussion concerning the proposed FY 2016-2017 Budget.

City Administrator Ken Pfeifer presented the proposed FY 2016-2017 Budget to Council. The proposed General Fund budget is \$2,723,469, and the proposed Water & Sewer Fund budget is \$3,048,520. The proposed Debt Service budget is \$1,020,900 decreasing from \$1,022,270, in FY 2015-2016. The proposed Economic Development Corporation budget is \$263,740, a increase from \$251,435 in FY 2015-2016. The proposed budget that was presented is a balanced budget and was based on a proposed tax rate of \$0.385 per \$100 valuation with property valuations increasing from \$230,017,070 to \$263,227,822 due to new construction. The proposed tax rate is the same tax rate of \$0.385 per \$100 valuation as last year.

During the discussion Councilmember Bob Wood asked about the Outdoor Warning Sirens and when we would be obtaining those. Mayor Marshall informed the Council that the grant for the outdoor warning sirens was in the works and we had been moved up to the next step. Councilmember Bob Wood asked why we would not put the money for the sirens into the budget and purchase them out right without waiting for the grant. Mr. Wood went on to say that he had been asking for this to be in the budget since last year. Mayor Marshall explained the grant

process to the Council and stated that the Council had voted to proceed with the grant application to purchase the Outdoor Warning Sirens.

Councilmember Bob Wood then gathered his items and left the City Council meeting at 8:48 pm as reflected in the votes in the remainder of the minutes.

Staff answered questions, and no action was taken on this item. There will be Public Hearings and discussion at future meetings.

Mayor Pro Tem Kimberly Hiebert went on record to apologize for the actions of Councilmember Bob Wood.

15. Consideration of the governing body to discuss the 2016-2017 ad valorem tax rate and if the proposed tax rate will raise more revenue than the preceding year's revenue, take a record vote and schedule the Public Hearings as required by law.

Motion was made by Mayor Pro Tem Kimberly Hiebert, seconded by Councilmember Kerby Smith to approve to set the proposed 2016-2017 ad valorem tax rate at \$0.385 per \$100 valuation and schedule the first public hearing for Thursday, August 25, 2016 at 7:00 p.m. and the second public hearing for Thursday, September 8, 2016 at 7:00 p.m. at the Community Center.

Motion carried 3-0 with Mayor Pro Tem Kimberly Hiebert, Councilmember Daniel Herbert and Councilmember Kerby Smith voting in favor of the motion.

REPORTS:

16. Monthly reports:

- a. City Administrator's Monthly Report**
- b. City Secretary's Monthly Report**
- c. Director of Public Works' Monthly Report- Update on Trails**
- d. Accounting Coordinator's Monthly Report – Update on Veterans Plaza**
- 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 regarding the letter from the EPCL asking the councilmembers of the six cities in east Parker County to consider supporting the annual North Texas Giving Day, September 22, 2016. They are hoping to unify community council support for the library that works to provide resources for all communities. They are asking for individual donations.

City Secretary Deana McMullen reported to the Council about the newest upcoming event. Aledo Fest will be held on Saturday, October 15, 2016 from 1-5pm. This event will be similar to the First Friday event with all of the favorite activities along with some new ones. Bring everyone to enjoy this event.

Director of Public Works David Fain reported to the Council about the Bids for the concrete work on the Trail system behind the Community Center. This will be a 5' trail around the boundary of the Park behind the Community Center. Construction on Old Annetta Road is about complete. They only need to do some striping.

Accounting Coordinator Kari Kszyminski gave a report on the donations for Veterans Plaza. As of this date we have sold 41 bricks with a donation amount of \$6,935.00.

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.)

There were no comments from Staff or Council members under this item.

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

17.) 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.**
- 18.) 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.

Mayor Kit Marshall called for a short break at 9:08 then adjourned into Executive Session at 9:20 p.m. Those in attendance of the Executive Session were Mayor Kit Marshall, Mayor Pro Tem Kimberly Hiebert, Councilmember Kerby Smith, Councilmember Daniel Herbert, City Administrator Ken Pfeifer and City Attorney Betsy Elam.

ADJOURN EXECUTIVE SESSION AND RECONVENE INTO OPEN SESSION

19. Any action necessary from Executive Session

Mayor Kit Marshall adjourned the Executive Session at 10:07 p.m. and called the regular session back to order at 10:08 p.m.


Motion was made by Councilmember Kerby Smith, seconded by Mayor Pro Tem Kimberly Hiebert to authorize Mayor Marshall to sign the contract of sale once the City Attorney has prepared the addendum to the contract as discussed in Executive Session.

Motion carried 3-0

ADJOURN

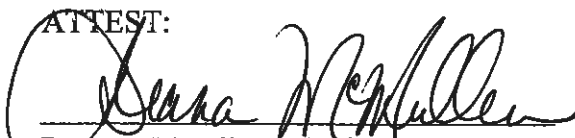
With there being nothing further to discuss or consider, Mayor Kit Marshall adjourned this regular meeting of the Aledo City Council at 10:08 p.m.

PASSED AND APPROVED THIS THE 25th DAY OF August 2016.



Kit Marshall, Mayor

ATTEST:



Deana McMullen, City Secretary