

**CITY OF ALEDO, TEXAS
CITY COUNCIL MINUTES
MEETING LOCATION: ALEDO COMMUNITY CENTER
104 ROBINSON COURT
ALEDO, TEXAS 76008
THURSDAY, SEPTEMBER 22, 2016
7:00 P.M.**

CALL TO ORDER

The Aledo City Council met in regular session on Thursday, September 22, 2016, at the Aledo Community Center, 104 Robinson Court, Aledo, TX 76008. Mayor Kit Marshall called the meeting to order at 7:06 p.m. with the following members present; Councilmember Kerby Smith, Councilmember Daniel Herbert and Councilmember Jean Bailey. Mayor Pro Tem Kimberly Hiebert was running about 10 minutes late for the meeting as noted in the number of votes recorded. Councilmember Bob Wood was not present at this meeting having given prior notice of his 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

Knox Ross of Aledo Christian Center gave the Invocation. Councilmember Kerby Smith 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.

Mayor Kit Marshall recognized and welcomed Girl Scout Troop # 4817 that were present at the meeting as they are working on their Inside Government Badge(s).

Mayor Kit Marshall stated that because Mayor Pro Tem Kimberly Hiebert was running late we would move some items around on the Agenda as we have to have 60% members present to adopt the budget and tax rate.

ITEMS FOR DISCUSSION:

4. Discussion and action concerning approving an Ordinance to abandon half of Houston Street and a section of South Front Street adjacent to Block 26, Aledo Original Town, and an alley in Block 26, Aledo Original Town.

ORDINANCE NO. 2016-068

AN ORDINANCE VACATING AND ABANDONING PORTIONS OF UNDEVELOPED STREETS AND ALLEY RIGHT-OF-WAY GENERALLY LOCATED ADJACENT TO LOTS 1-7 AND LOTS 8-11 AND LOTS 23-26, BLOCK 26, ORIGINAL TOWN OF ALEDO, TEXAS ACCORDING TO A PLAT RECORDED IN VOLUME 18, PAGE 400, PLAT RECORDS OF PARKER COUNTY, TEXAS, IN THE CITY OF ALEDO, PARKER COUNTY, TEXAS; DECLARING THAT SUCH PROPERTY IS UNNECESSARY FOR USE BY THE PUBLIC; AUTHORIZING THE MAYOR TO EXECUTE A QUIT CLAIM DEED TO ABUTTING PROPERTY OWNERS; PROVIDING FOR ENGROSSMENT AND ENROLLMENT; AND PROVIDING AN EFFECTIVE DATE.

SECTION 5.

The City Secretary of the City of Aledo is hereby directed to engross and enroll this Ordinance by copying the caption, publication clause and effective date clause in the minutes of the City Council and by filing the Ordinance in the Ordinance Records of the City.

SECTION 6.

This Ordinance shall be in full force and effect from and after its passage provided by law, and it is so ordained.

PASSED AND APPROVED ON THIS 22nd DAY OF SEPTEMBER, 2016.

Motion was made by Councilmember Jean Bailey, seconded by Councilmember Kerby Smith to approve the ordinance to abandon half of Houston Street and a section of South Front Street adjacent to Block 26, Aledo Original Town, and an alley in Block 26, Aledo Original Town as requested and with the small corrections as brought forward by Councilmember Jean Bailey.

Motion carried 3-0

5. Discussion and action regarding approval of Ordinance 2016-068 for Budget Amendments for FY 2015-2016

Motion was made by Councilmember Jean Bailey, seconded by Councilmember Daniel Herbert to approve the Ordinance 2016-068 for Budget Amendments for FY 2015-2016 as presented.

Motion carried 3-0

REPORTS:

22. Monthly reports:

- a. **City Administrator's Monthly Report – Veteran's Plaza update**
- b. **City Secretary's Monthly Report - Aledo Fest Event & Farmers Market**
- c. **Director of Public Works' Monthly Report- Parks update**
- 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 gave an update on the Veterans Plaza project. We are currently at \$19,000 plus in donations and over 100 bricks have been ordered. Mr. Gordon Hiebert was also present to give updates on the project. The artwork for the monument has been approved and is in route to be etched. Flag poles and flags will go up next week. We are still on target for the November 11, 2016 dedication.

City Secretary Deana McMullen reminded everyone about the upcoming Aledo-Fest event on Saturday, October 15, 2016 from 1-5pm at the Aledo Church of Christ Grounds. Also gave an update regarding the Farmers Market that is now open at the Community Center each Monday from 4-6pm. Vendors are doing very well and we are adding new vendors each week.

Director of Public Works David Fain reported to the Council regarding the Trail System that will be put in behind the Community Center. The concrete contractors should be out next week to start that project.

Mayor Pro Tem Kimberly Hiebert arrived at the meeting at 7:15 p.m.

1. Discussion and action concerning approval of Ordinance 2016-066 adopting the Fiscal Year 2016-2017 annual budget.

Motion was made by Mayor Pro Tem Kimberly Hiebert, seconded by Councilmember Kerby Smith to approve Ordinance 2016-066 that adopts the Fiscal Year 2016-2017 annual budget.

Motion carried 4-0

2. Discussion and action to ratify the property tax revenue increase reflected in the Fiscal Year 2016-2017 annual budget

Motion was made by Councilmember Jean Bailey, seconded by Councilmember Daniel Herbert to ratify the property tax revenue increase (\$158,145) reflected in the Fiscal Year 2016-2017 annual budget.

Motion carried 4-0

3. Discussion and action concerning approval of Ordinance 2016-067 setting the Ad Valorem Tax Rate of \$0.3850 per \$100 taxable value for Fiscal Year 2016-2017.

Motion was made by Councilmember Jean Bailey, seconded by Mayor Pro Tem Kimberly Hiebert 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 0.26 percent increase in the tax rate. Tax Code: 26.05 (b)

Motion carried 4-0

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.

The consent agenda was presented as follows:

- 6. August 25, 2016 Regular City Council Minutes.**
- 7. September 8, 2016 Special City Council Minutes.**
- 8. August 2016 Monthly financial report.**
- 9. Approval of an ordinance to designate an official newspaper for Fiscal Year 2016-2017.**
- 10. Approval of contract with East Parker County Library for Fiscal Year 2016-2017.**
- 11. Approval of agreement with Jaxson Technical (Jack Liford) for inspection services for Fiscal Year 2016-2017.**
- 12. Approval of agreement with Duane Barritt for health inspection services for Fiscal Year 2016-2017.**
- 13. Approval of General Engineering Services Agreement with Freese and Nichols, Inc. (FNI)**
- 14. Approval of Freese and Nichols contract for engineering services for the FY 2017 Street Rehabilitation Program.**
- 15. Approval of Professional Services Agreement to Freese and Nichols, Inc. for water and**

wastewater impact fee update.

16. Approval of an ordinance amending the Fee Schedule for Fiscal Year 2016-2017.

17. Approval of closing roads for Aledo-Fest event October 15, 2016.

18. Approval of Parker County Sheriff's Office contract for law enforcement services.

19. Approval of rescheduling November Council meeting and cancelling December Council meeting due to the Holidays.

20. 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.

21. 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 Kerby Smith to approve the consent agenda as presented.

Motion carried 4-0

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.)

There were no Council/Staff comments. However, staff did show the Video for the Bankhead Highway Contest through the Texas Historic Commission that Mayor Kit put together. Aledo won the first place prize in this contest. The video is on the City website.

EXECUTIVE SESSION

Mayor Kit Marshall adjourned the regular session of the City Council meeting at 7:52 p.m. to go into Executive Session. Those in attendance of the Executive Session were Mayor Kit Marshall, Mayor Pro Tem Kimberly Hiebert, Councilmember Jean Bailey, Councilmember Kerby Smith, Councilmember Daniel Herbert, City Administrator Ken Pfeifer, City Secretary Deana McMullen and City Attorney Betsy Elam.

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

23.) 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

24.) 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


25. Any action necessary from Executive Session

Mayor Kit Marshall adjourned the Executive Session at 8:39 and reconvened the regular session at 8:40 p.m. There was no action from Executive Session.

ADJOURN

With there being nothing further to discuss or consider Mayor Kit Marshall adjourned this regular meeting of the Aledo City Council at 8:40 p.m.

PASSED AND APPROVED THIS THE 27th DAY OF October 2016.



Kit Marshall, Mayor

ATTEST:



Deana McMullen, City Secretary