

**CITY OF ALEDO, TEXAS  
CITY COUNCIL MINUTES  
MEETING LOCATION: ALEDO COMMUNITY CENTER  
104 ROBINSON COURT  
ALEDO, TEXAS 76008  
THURSDAY, MAY 28, 2015  
7:00 P.M.**

**CALL TO ORDER**

The Aledo City Council met in regular session on Thursday, May 28, 2015, at the Aledo Community Center, 104 Robinson Court, Aledo TX 76008. Mayor Kit Marshall called the meeting to order at 7:01 p.m. with the following members present: Councilmember Jean Bailey, Councilmember Kerby Smith and Councilmember Kimberly Hiebert. Councilmember Matt Casey and Mayor Pro Tem Bill McLeRoy were not present at this meeting having given prior notice of their absence.

Staff members present at the meeting were: City Administrator Ken Pfeifer, City Secretary Deana McMullen, Director of Public Works David Fain, and City Attorney Betsy Elam.

**INVOCATION AND PLEDGE OF ALLEGIANCE**

Dennis Cotton with the Summit Church gave the Invocation. Mayor Kit Marshall led the Pledge of Allegiance.

**PROCLAMATIONS**

**Proclamation recognizing May as Motorcycle Awareness Month.**

Mayor Kit Marshall read aloud the Proclamation recognizing May as Motorcycle Awareness Month and presented the Proclamation to Mr. Wayne Spence and Mr. Bill Wentmore.

**PRESENTATIONS**

**Presentation to outgoing Council Members**

**Mayor Pro Tem Bill McLeRoy and Councilmember Matt Casey could not be present tonight.**

**OATH OF OFFICE**

**1. Mayor Kit Marshall will administer Statement of Elected Official and the Oath of Office to Councilmember Elect Place 1, Kerby Smith.**

Mayor Kit Marshall administered the Statement of Elected Official and the Oath of Office to re-

elected Councilmember Place 1, Kerby Smith.

**2. Mayor Kit Marshall will administer Statement of Elected Official and the Oath of Office to Councilmember Elect Place 3, Robert “Bob” Wood.**

Mayor Kit Marshall administered the Statement of Elected Official and the Oath of Office to newly elected Councilmember Place 3, Robert “Bob” Wood.

**3. Mayor Kit Marshall will administer Statement of Elected Official and the Oath of Office to Councilmember Elect Place 5, Paula Johns.**

Mayor Kit Marshall administered the Statement of Elected Official and the Oath of Office to newly elected Councilmember Place 5, Paula Johns.

**\*There will be a brief recess with refreshments after administering the Oaths of Office and Presentation to welcome newly elected Councilmembers.\***

Mayor Kit Marshall adjourned the meeting for a short recess with refreshments to welcome the newly elected Councilmembers at 7:15 pm

Mayor Kit Marshall called the meeting back to order at 7:25 p.m.

**CITIZEN APPEARANCES**

There were no citizen appearances for this meeting.

**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.**

**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:

- 4. April 23, 2015 Regular City Council Minutes**
- 5. May 19, 2015 Special City Council Minutes**
- 6. April 2015 Monthly Financial report.**

**7. Consider approval of revised AEDC Operating Procedures.**

**8. Consider approval of revision to the junk vehicle ordinance.**

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

Councilmember Bob Wood asked for item numbers 4, 5 & 7 to be pulled and discussed separately. Councilmember Wood had questions regarding each of these items and wanted clarification with this being his first meeting.

Motion was made by Councilmember Jean Bailey, seconded by Councilmember Kerby Smith to approve the Consent Agenda as presented.

Motion carried 5-0

**ITEMS FOR DISCUSSION:**

**9. Discuss and consider approval the Final Plat, Lot 1- Block 1 Aledo Medical Office Building Addition - Bailey Ranch Road.**

Mr. Fred Disney was present to discuss the Final plat, Lot 1-Block 1 Aledo Medical Office Building Addition – Bailey Ranch Road. This building will be 300 feet west of the corner of FM 1187 and Bailey Ranch Road. This went before Planning & Zoning and they recommended approval of the plat. Councilmember Jean Bailey suggested a few corrections that should be made to the plat.

Following discussion, motion was made by Councilmember Jean Bailey, seconded by Councilmember Paula Johns to approve the Final Plat, Lot 1 – Block 1 Aledo Medical Office Building Addition-Bailey Ranch Road as amended.

Motion carried 5-0

**10. Discuss and consider approval of Resolution Number 2015-032, entering into an Advanced Funding Agreement with the Texas Department of Transportation for the 2014 Safe Routes to School Program.**

City Administrator Ken Pfeifer presented the information to the Council regarding the Resolution number 2015-032 entering into an Advanced Funding Agreement with TXDOT for the 2014 Safe Routes to School Program. A requirement for receiving federal funding for the City's safe route to school project is to enter into an agreement with the funding agency with the objective to outline the responsibilities and requirements of both the City and TXDOT. The grant is a reimbursable grant with a total cost of \$325,000. The City of Aledo will pay all cost for the project and then apply for reimbursement. The City of Aledo is required to participate financially in the project and the total estimated participation by the City is \$35,000 plus 100% of overruns.

Following discussion, motion was made by Councilmember Kerby Smith, seconded by Councilmember Kimberly Hiebert to approve Resolution Number 2015-032 entering into AFA with TXDOT for the 2014 Safe Routes to School program.

Motion carried 5-0

**11. Discuss and consider awarding a Professional Services Agreement to Freese and Nichols, Inc. for the Safe Route to School project-McAnally Intermediate School.**

Motion was made by Councilmember Kerby Smith, seconded by Councilmember Jean Bailey to approve the Professional Services Agreement with Freese and Nichols, Inc. for the Safe Route to School project – McAnally Intermediate School.

Motion carried 5-0

**12. Discuss and consider action to approve the bid and contract for the FY 2015 Street Rehabilitation Program.**

As part of the annual Street Rehabilitation program, bids were opened with a total of five bids received. In the FY 2015 Budget, Underwood Road from Pine Street to FM 1187, East Oak from Elm Street to FM 1187 will be reconstructed with an asphalt overlay. Guard rails to be located on Old Annetta Road just east of City hall were added to the project. As part of the base bid, several items were added that are not required to complete the project. These items include a concrete ribbon curb on Underwood and non-site specific spot pavement repair items for both concrete and asphalt. The inclusion of these items caused the project to exceed the budget of \$150,000 by \$43,064. Improvements to North Front Street were also included in the bids.

There are two options to consider:

Option 1: Award bid for \$178,244.94 that will include the overlay work on Underwood and East Oak and the installation of guard rails on Old Annetta Road and the North Front Street Improvements. This would be funded with the General Fund budget plus \$27,098.50 from the Economic Development Budget.

Option 2: Award bid for \$221,308.94 with all improvements in option 1 and will add the concrete ribbon curb to Underwood and the non-specific spot repair items for both concrete and asphalt. The additional \$43,064 would come from General Fund Reserves.

Motion was made by Councilmember Jean Bailey, seconded by Councilmember Kerby Smith to approve the bid for Option 2 in the amount of \$221,308.94 that includes all of the improvements discussed.

Motion carried 5-0

**13. Discuss and consider action to approve a contract with Tele Pacific for a new phone system for City Hall and Waste Water Treatment Plant.**

City Secretary Deana McMullen addressed the Council in reference to a new phone system for City Hall and the Waste Water Treatment Plant. Ms. McMullen stated that the current phone system being used was old and antiquated with parts becoming difficult to find. There have been numerous maintenance issues with the system at city hall. The repairs have been very costly. Staff began looking into possible solutions to this issue in December of 2014. Staff also consulted with STW, the cities software consultants regarding any possible impacts to the current software being used. Staff contacted companies that only sell telephone equipment, such as Broadview Networks, and Digium. Staff also looked into companies that sell equipment/telephones and internet services. Tele Pacific is the only company that responded to the inquiries.

Theresa Matthews and Mark Cox of Tele Pacific were introduced and gave a brief presentation regarding the company as well as the equipment offered under the proposal.

The current system expenditures for City Hall and the Waste Water Treatment Plant for FY 2014 were \$15,317. Expenses for FY 2015 to date are \$8,436 with projected expense of \$14,462.

The bid from Tele Pacific would be \$13,145 per year for a two year contract and \$1,440 for AT &T for a total of \$14,585 per year for three years. (Telepacific proposed a two year contract with three year pricing)

Councilmember Bob Wood asked if the City requested RFP's for a new phone system. Staff did not advertise for RFP's since the contract cost is less than the \$50,000 requirement for RFP's.

Following discussion motion was made by Councilmember Paula Johns, seconded by Councilmember Kerby Smith to proceed and approve the contract with Tele Pacific for a new phone system for City Hall and the Waste Water Treatment Plant.

Motion carried 4-1 with Councilmember Bob Wood voting against the motion

**14. Discuss and take action concerning appointment of Mayor Pro Tem pursuant to Local Government Code 22.037**

Motion was made by Councilmember Jean Bailey seconded by Councilmember Kerby Smith to appoint Kimberly Hiebert as the Mayor Pro Tem.

Motion carried 5-0

**15. Mayor Kit Marshall will administer the Statement of Elected Official and the Oath of Office to Mayor Pro Tem.**

Mayor Kit Marshall administered the Statement of Elected Official and the Oath of Office to Mayor Pro Tem Kimberly Hiebert.

## **REPORTS:**

### **16. Monthly reports:**

- a. City Administrator's Monthly Report – TML Training Sessions**
- b. City Secretary's Monthly Report – First Fridays**
- c. Director of Public Works' Monthly Report – Park Updates**
- 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**

Due to inclement weather Mayor Marshall stated that we would pass on the Reports for this meeting.

## **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

**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 the appeal in the Application of Republic Waste Services of Texas, Ltd. for Municipal Solid Waste Permit No. 2356**

**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.**

There was no Executive Session for this meeting.

**ADJOURN EXECUTIVE SESSION AND RECONVENE INTO OPEN SESSION**


**19. Any action necessary from Executive Session**

No Executive session.

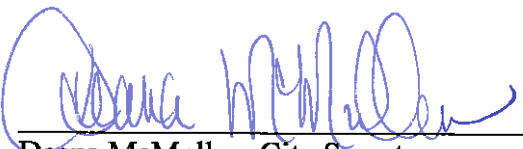
**ADJOURN**

There being nothing further to discuss or consider, Mayor Kit Marshall adjourned this regular meeting of the Aledo City Council at 9:05 p.m.

PASSED AND APPROVED THIS THE 25<sup>th</sup> DAY OF August 2015

  
\_\_\_\_\_  
Kit Marshall, Mayor

ATTEST:

  
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Deana McMullen, City Secretary