

**CITY OF ALEDO, TEXAS  
CITY COUNCIL MINUTES  
MEETING LOCATION: ALEDO COMMUNITY CENTER  
104 ROBINSON COURT  
ALEDO, TEXAS 76008  
THURSDAY, OCTOBER 22, 2015  
7:00 P.M.**

**CALL TO ORDER**

The Aledo City Council met in regular session on Thursday, October 22, 2015, 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; Mayor Pro Tem Kimberly Hiebert, Councilmember Kerby Smith and Councilmember Bob Wood. Councilmember Paula Johns and Councilmember Jean Bailey were not present at this regular meeting having given prior notice of their 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 was present to give 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.**

Library Director Sue Ellen Shaw was present to say Thank You to the City Council for the increased amount of the Allocation to the Library with the approval of the 2016 Fund Year Budget. Sue Ellen stated that the Library is outgrowing their space. With the increased funding they were able to add more E-Books, increase staff, bring salaries more in-line and increase services.

Mayor Kit Marshall said that she appreciated them coming forward to say Thank You.

**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. September 17, 2015 Regular City Council Minutes**
- 2. September 2015 Monthly financial report**
- 3. Approval of Resolution to support Proposition 7 that would result in an additional \$3 billion per year for the State Highway Fund by 2020.**
- 4. Approval of appointment of Gordon Hiebert to the ZBOA Board**

Mayor Kit Marshall stated that item number 3 would be removed from the consent agenda. Mayor Kit Marshall stated that there were some corrections for clarification purposes on the minutes from September 17, 2015 on items 1, 2, and 3 as they related to the adoption of the 2015-2016 Budget and Tax Rate.

Motion was made by Councilmember Bob Wood, seconded by Councilmember Kerby Smith to approve the consent agenda with the corrections noted.

Motion carried 3-0

#### **ITEMS FOR DISCUSSION:**

##### **5. Discussion and action concerning the FY 2016 Water and Wastewater Rate Review.**

Mr. Chris Eckert made his annual presentation to the City Council concerning Water and Wastewater rates. Mr. Eckert stated that after consistently monitoring the water revenues coming in it would be his recommendation to not change the rate structure for the second year in a row. The City Council set aside \$150,000 of reserves to mitigate any rate increases and \$131,000 was used in the 2015 budget with the other \$19,000 to be used in the 2016 budget if needed. The City of Aledo rates are 5<sup>th</sup> in the Area as of October 1, 2015 for the 5,000 gallon rate. It is recommended to hold the rates the same for now and continue close monitoring. There was also discussion regarding three month winter averaging for the sewer rate. Mr. Eckert stated that if this was done, it should be entered into slowly so not to have such a big impact at one time particularly on the lower usage customers. You would have to start lowering the cap of 16,000 gallons a little each year. When you do this, you will have to raise your rates.

Council would like for Mr. Eckert to come to the next council meeting to give information about winter averaging for the sewer rates so that they can look at what is fair for everyone regarding the rate structure.

Motion was made by Councilmember Kerby Smith, seconded by Councilmember Bob Wood to approve the rate review and the recommendation to not raise or change the water and wastewater rates for Fund year 2016.

Motion carried 3-0

## **7. Discussion and action concerning the Veterans Memorial.**

Mr. Gordon Hiebert, the Chairman of the Veterans Memorial Committee was present to inform the City Council of what had been discussed regarding the Veterans Memorial on the City Hall Grounds and to get feedback regarding the size of the memorial, the phasing on development, the funding allocated to the project, fund raising efforts (bricks/donations) and the design preference for the granite memorial obelisk.

The basic layout of the proposed memorial would be 35' perimeter with a 5 sided pentagon obelisk 7 ½ -8' tall and four flags, US Flag/Texas Flag/Aledo Flag and POW/ MIA Flag.

AEDC recommends that the city council approve the basic concept and move forward with that. The Obelisk would be in phase 2. There is \$100,000 allocated for this project.

Motion was made by Councilmember Bob Wood, seconded by Mayor Pro Tem Kimberly Hiebert to approve the concept plan of the Veterans Memorial as discussed.

Motion carried 3-0

## **6. Discussion and action concerning results of trash/recycling survey options.**

This item is for city council to decide if they want to include recycling pickup with a new trash contract that would take effect in May of 2016.

There were a couple of citizens present to voice their opinions regarding recycling. Once the citizens voiced their opinions, Mayor Kit Marshall adjourned the regular meeting into Executive Session at 8:45 p.m. to discuss this item with legal counsel. Those in attendance of the Executive Session were Mayor Kit Marshall, Mayor Pro Tem Kimberly Hiebert, Councilmember Kerby Smith, Councilmember Bob Wood, City Administrator Ken Pfeifer, City Secretary Deana McMullen and City Attorney Betsy Elam.

The Executive Session was adjourned at 9:45 p.m. Mayor Kit Marshall called the regular session back to order at 9:46 p.m. There was no action on this item. This item will be placed on the next regular agenda in November for consideration.

**8. Discussion and action awarding a contract to Freese & Nichols Inc. to prepare TPDES permit renewal application.**

Motion was made by Councilmember Kerby Smith, seconded by Mayor Pro Tem Kimberly Hiebert to approve awarding the contract to Freese & Nichols Inc. to prepare TPDES permit renewal application.

Motion carried 5-0

**9. Discussion and action to award a contract to Freese & Nichols Inc. for engineering services for the FY 2016 Street Rehabilitation Program.**

Motion was made by Mayor Pro Tem Kimberly Hiebert, seconded by Councilmember Bob Wood to approve and award the contract to Freese & Nichols Inc. for engineering services for FY 2016 Street Rehabilitation Program.

Motion carried 3-0

**REPORTS:**

**10. Monthly reports:**

- a. City Administrator's Monthly Report – Sidewalk Grant**
- b. City Secretary's Monthly Report - Website/Christmas Tyme in Aledo**
- c. Director of Public Works' Monthly Report- Parks update**
- d. Accounting Coordinator's Monthly Report**
- e. East Parker County Library report**
- f. Parker County Sheriff's Office monthly report**

City Administrator Ken Pfeifer reported that the Sidewalk Grant applications had been submitted. TXDOT will meet with the city regarding the design phase as they move closer to the project. The Survey crew is out in the city now.

City Secretary Deana McMullen reminded everyone about the upcoming Christmas Tyme in Aledo Event on Saturday, December 5, 2015 from 5-9 pm and the Arts & Crafts Fair from 10am-8pm December 5<sup>th</sup>. Also, the new web-site is in the final stages and will hopefully go live within the next 2 to 3 weeks.

Councilmember Bob Wood asked about the statutory requirements for the Boards and Commissions. Which Boards do we really need? Some boards do not meet at all and others meet only a few times a year. Can we use some of those board members to fill in on the boards that have vacancies? City Attorney Betsy Elam stated that the City has to have the Zoning Board of Adjustments, the Planning & Zoning Board and the Economic Development Board. Mayor Marshall also indicated that with all of the planning for the parks, we really need the Parks and Recreation Board. There is only one vacancy on the Parks and Rec Board and that will be filled at the next meeting.

Director of Public Works David Fain updated the Council on the Pavilion for the Community Center Park. The piers are poured and the pad has been graded. The materials should be delivered by the week of the 16<sup>th</sup>.

### **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

**11.) 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

**12.) 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.**

**13.) 551.074. PERSONNEL MATTERS: Authorizing certain deliberations pertaining to the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of a public officer or employee.**

a) Discussion regarding City Administrator Ken Pfeifer.

**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**

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

There was no action taken on this item.

**ADJOURN**

There being nothing further to discuss or consider Mayor Kit Marshall adjourned the regular meeting of the Aledo City Council at 10:37 p.m.

PASSED AND APPROVED THIS THE 19th DAY OF November 2015.

Kit Marshall, Mayor

ATTEST:  
Deana McMullen, City Secretary