

# AUBREY, TEXAS

## City Council Meeting

Aubrey City Hall  
107 S. Main St  
Aubrey, TX 76227  
April 27, 2023  
6:00 PM



*\*(Notice of Potential Quorum for Planning & Zoning Commission, Board of Adjustment, Library Board, Municipal Development District, Parks & Recreation Board, and Home Rule Charter Commission - even though a quorum of the member of these boards may or may not be present, no official action will be taken by their members.)*

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### Notice Regarding Public Participation

Individuals may attend the Aubrey City Council meeting in person at the above address, or access the meeting via videoconference, or telephone conference call.

Join the Zoom Meeting by clicking on the following link:

<https://us06web.zoom.us/j/84781956449?pwd=a3h6b1VHV0ZkZXhHV0FHQkZuTW00dz09>

Meeting ID: 847 8195 6449 Password: 04272023

To join the meeting by phone, dial 1 (346) 248-7799 and use the Meeting ID and password above.

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### Call to Order - Determine if a Quorum is Present:

**Mayor** - Chris Rich  
**Council Place 1** - Jeff Perry (Mayor Pro Tem)  
**Council Place 2** - Matt Jones (Deputy Mayor Pro Tem)  
**Council Place 3** - Erin Allen  
**Council Place 4** - Dewayne Brawner  
**Council Place 5** - Chuck Fikes

**Invocation & Pledge of Allegiance:** *Pledge of Allegiance to the Texas Flag - "Honor the Texas flag; I pledge allegiance to thee, Texas, one state, under God, one, and indivisible."*

**Community Announcements:** Items of community interest may include recognizing Citizens and Staff for outstanding contributions to the community, a reminder about an upcoming event that is organized or sponsored by the governing body, and announcements of an imminent threat to public safety that has arisen after the posting of this agenda.

[Sexual Assault Awareness Month Proclamation](#)

[Mental Health Awareness Month and Children’s Mental Health Awareness Day Proclamation](#) *Lori Holland, United Way*

**Employee Introductions and Promotions**

**Citizen Input:** Any person may address the City Council. If your comments are concerning an agenda item, you may wait until the discussion on that item if you prefer. Once recognized by the Mayor or Chairperson, please step forward to the speaker’s podium, state your name and address and speak directly into the microphone so that people in the room and those attending remotely can hear comments and see presentations. To request to speak via videoconference, click on “Participants” at the bottom of the screen, and click “Raise Hand.” The Mayor or Chairperson will acknowledge your request and allow you to speak. Citizen comments are limited to three (3) minutes per individual unless additional time is otherwise required by law. No discussion or action may be taken at this meeting on any item not listed on the agenda, other than to make statements of factual information or recite existing policy in response to a citizen’s inquiry.

**Consent Items:** Items placed on the Consent Agenda are considered routine in nature and non-controversial. The Consent Agenda can be acted upon in one motion. Items may be removed from the Consent Agenda by the request of Council Members or staff. Consideration and action on the following:

1. Minutes of the following City Council Meeting(s):
  - a. March 23, 2023 ([Document](#))
  - b. March 29, 2023 ([Document](#))
2. Staff Reports ([Document](#))
3. Monthly Financial Report ([Document](#))
4. Quarterly Investment Report ([Document](#))
5. An Ordinance amending Chapter 5, “Fire Prevention and Protection” of the Code of Ordinances, establishing and reaffirming the Aubrey Fire Department ([Document](#))
6. An Ordinance repealing and readopting Article 1.11, “Library” of Chapter 1, “General Provisions” of the Code of Ordinances regulating the Aubrey Area Library and Library Advisory Board; and providing an effective date ([Document](#))
7. A Resolution repealing Resolution 904-22 regarding the Aubrey Area Library Board Bylaws. ([Document](#))
8. A change order to the City’s contract with Hydro Resources for the Faulkner Well in the amount of \$246,000 and accept the project. ([Document](#))
9. An Interlocal Cooperation Agreement with Denton County for Shared Governance Communications and Dispatch Services System ([Document](#))
10. A Resolution authorizing participation in an Office of the Governor CJD eGrant Program for the purchase of bullet resistant shields for the Aubrey Police Department ([Document](#))
11. A Special Event Permit request from Bike MS Sam’s Club Round-up Ride for a charity bicycle ride ([Document](#))
12. A Special Event Permit request from Rescue Row, Inc. for a low cost spay and neuter clinic. ([Document](#))
13. Order the setting of a public hearing for June 22, 2023 at 6:00 p.m. to consider and adopt Land Use Assumptions, Capital Improvement Projects, and Water and Sewer Impact Fee updates. ([Document](#))
14. Consideration and action on the purchase of a truck chassis for the fire ancillary vehicle from Boerne Ford in the amount of \$77,235.00.

**New Business:** New items previously requested by Council Members, City Staff, or Citizens for consideration by the City Council.

15. Receive an update and hold discussion on the Denton County Outer Loop project. ([Document](#)) *Commissioner Ryan Williams and Tony Kimmey*
16. Consideration and action on recommendations from the Planning and Zoning Commission for the following: *Cate Ball*

- a. Consider and act on a Minor Plat of Lot 2 Block A of the Arnold Addition, 1.747 acres in the F. Trevino Survey, Abstract No. 1243, Denton County, Texas located on the east side of U.S. Highway 377 between E. Highmeadow Dr on the north and Redfearn Rd on the south, within the City of Aubrey. [\(Document\)](#)
  - b. Consider and act on a Site Plan of Lot 2 Block A of the Arnold Addition, 1.747 acres in the F. Trevino Survey, Abstract No. 1243, Denton County, Texas located on the east side of U.S. Highway 377 between E. Highmeadow Dr on the north and Redfearn Rd on the south, within the City of Aubrey. [\(Document\)](#)
17. Hold a public hearing regarding the City’s CDBG Grant #CDV21-0063 amendment to reduce sewer line quantity, water line activities and beneficiaries. [\(Document\)](#) *Lisette Howard*  
**Open Public Hearing:** \_\_\_\_\_ **Close Public Hearing:** \_\_\_\_\_
  18. Consideration and action on a Resolution amending the City’s TDA CDBG Contract 21-0063 Performance Plan to reduce sewer line quantity, water line activities and beneficiaries. (Grant #CDV21-0063) [\(Document\)](#) *Lisette Howard*
  19. Hold public hearing, consider and act on abolishing, continuing, or modifying the curfew ordinance for minors. [\(Document\)](#) *Chief Brooks*  
**Open Public Hearing:** \_\_\_\_\_ **Close Public Hearing:** \_\_\_\_\_
  20. Consideration and action on a Resolution nominating a candidate for the Denco 9-1-1 District Board. [\(Document\)](#) *Charles Kreidler*
  21. Consideration and action on a resolution appointing a member to the Upper Trinity Regional Water District Board of Directors. [\(Document\)](#) *Charles Kreidler*
  22. Consideration and action on an Ordinance amending Chapter 12, “Traffic and Vehicles”, Article 12.04, “Parking, Stopping and Standing” of the Code of Ordinances to adopt regulations prohibiting parking on Frontier Parkway. [\(Document\)](#) *Chief Brooks*
  23. Consideration and action on enforcement and possible amendments to the City’s solicitation permit. [\(Document\)](#) *Council Member Fikes*
  24. Consideration and action on an Ordinance amending Ordinance No 760-22 adopting the Fiscal Year 2022-2023 Budget. [\(Ordinance\)](#) *Mike English*
  25. Receive a presentation from Director of Public Works and Development, discussion by Council and take any necessary action on Department projects or personnel needs. *Leanne Wilson*

**Advisory Board Reports:** If an advisory board wishes to provide any updates, the name of the board and description of the report will be provided below. Receive a report and discuss the following:

26. Aubrey Planning and Zoning Commission: Consideration and action on removing and/or appointing member(s) to the Aubrey Planning and Zoning Commission. [\(Document\)](#)
27. Aubrey Parks and Recreation Board: Consideration and action on removing and/or appointing member(s) to the Aubrey Parks and Recreation Board. [\(Document\)](#)

**Department Updates and Council Discussion:**

**Administration & Finance:**

- City Hall renovations
- Comparable Cities

**Library:**

- Annual Report/ Accreditation
- Program Update

**Fire Department:**

- Aubrey Fire Department EMS

**Police Department:**

- None

**Public Works:**

- None

**Human Resources:**

- Number of employees
- Open positions

**Future Agenda Requests:** Council Members, City Staff, and Citizens may request items to be included on future agendas. Discussion is limited to what the request is for, and if and when the item can be put on a future agenda.

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**\*\*\*EXECUTIVE SESSION\*\*\***

*In accordance with Texas Government Code, Section 551.001, et seq., the City Council will recess into Executive Session (closed meeting) to discuss the following:*

- a) **Section 551.071(1) and (2) Consultation with Attorney.** For Council to seek the advice of its attorney about pending or contemplated litigation or a settlement offer and to consult with the City Attorney 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 the Texas Open Meetings Act:
- Interlocal Agreements with the Denton County Fresh Water Supply Districts
  - Interlocal Agreement with Mustang SUD for the Clear Sky MUD
  - Commercial Development on FM 428 (Sherman Drive)
  - Redfearn Road Development
  - Keeneland PID
  - High Pointe Development
  - Traffic regulations

**Motion to adjourn into Executive Session. Time:** \_\_\_\_\_

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**Reconvene into Open Session: Time:** \_\_\_\_\_ In accordance with Texas Government Code, Chapter 551, the City Council will reconvene into Regular Session to consider and take appropriate action, if any, regarding any items discussed in Executive Session.

28. Consideration and action on an Interlocal Agreement with Mustang SUD for wastewater treatment services for the Clear Sky Municipal Utility District.

**-ADJOURN-**

I, Jenny Huckabee, City Secretary, certify that this Notice of Meeting was posted, per the Open Meetings Act, on the official bulletin board at the City Hall of the City of Aubrey, Texas and on the City's website at [www.aubreytx.gov](http://www.aubreytx.gov) in accordance with Chapter 551, Texas Government Code, and shall remain posted until the meeting is adjourned.

I certify that the attached notice and agenda of items to be considered by the City Council of the City of Aubrey, Texas was removed by me from the official bulletin board of the City of Aubrey, Texas, 107 South Main St, Aubrey, Texas on the \_\_\_\_\_ day of \_\_\_\_\_, 2023.

*(The City Council reserves the right to adjourn into closed session at any time during the course of this meeting to consult with its attorney regarding any of the matters listed on this document, as authorized by Texas Government Code Section 551.071 Consultation with Attorney.)*

*This facility is wheelchair accessible and accessible parking spaces are available. Requests for accommodations or interpretive services must be made 48 hours prior to this meeting. Please contact the City Secretary's office at (940) 440-9343 for further information.*

\*Pursuant to Section 551.127, Texas Government Code, one or more Councilmembers or employees may attend this meeting remotely using videoconferencing technology. A quorum of the City Council will be physically present at the location provided above. The video and audio feed of the videoconferencing equipment can be viewed and heard by the public by accessing Zoom as provided above.