

# AGENDA

Regular Meeting of the Bedford City Council  
Tuesday, November 12, 2013  
Bedford City Hall Building A  
2000 Forest Ridge Drive  
Bedford, Texas 76021

Council Chamber Regular Session 6:30 p.m.

COMPLETE COUNCIL AGENDAS AND BACKGROUND INFORMATION ARE AVAILABLE FOR REVIEW  
ONLINE AT <http://www.bedfordtx.gov>

## EXECUTIVE SESSION

To convene in the conference room in compliance with Section 551.001 et. Seq. Texas Government Code, to discuss the following:

- a) Pursuant to Section 551.087, deliberation regarding economic development negotiations relative to Block 1, Lot 1Rb, Bedford Meadows Shopping Center.
- b) Pursuant to Section 551.087, deliberation regarding economic development negotiations relative to Block 1, Lot 1D, Shops at Central Park.
- c) Pursuant to Section 551.087, deliberation regarding economic development negotiations relative to Block 4 Lot Cr, Bedford Forum Addition.
- d) Pursuant to Section 551.071, consultation with City Attorney regarding pending or contemplated litigation – Chandra Gupta.

## REGULAR SESSION 6:30 P.M.

### CALL TO ORDER/GENERAL COMMENTS

INVOCATION (Reverend Melvin Brown, Cathedral of Faith Church of God in Christ)

### PLEDGE OF ALLEGIANCE

### OPEN FORUM

*(The public is invited to address the Council on any topic that is posted on this agenda. Citizens desiring to speak on Public Hearing(s) must do so at the time the Public Hearing(s) are opened. In order to speak during Open Forum a person must first sign in with the City Secretary prior to the Regular Session being called to order. Speakers will be called upon in the order in which they sign in. Any person not signing in prior to the commencement of the Regular Session shall not be allowed to speak under Open Forum. Further, Open Forum is limited to a maximum of 30 minutes. Should speakers not use the entire 30 minutes Council will proceed with the agenda. At the majority vote of the Council the Mayor may extend the time allotted for Open Forum.)*

### DISCUSSION AND CONSIDER APPROVAL OF ITEMS BY CONSENT

### COUNCIL RECOGNITION

1. Proclamation recognizing Fire Safety Poster Contest Winners.

### APPROVAL OF THE MINUTES

2. Consider approval of the following City Council minutes:
  - a) October 22, 2013 regular meeting

### PERSONS TO BE HEARD

3. The following individual has requested to speak to the Council tonight under Persons to be Heard.

- a) Rev. Melvin Brown, Sr., 2813 Airport Freeway, Suite #416, Bedford, Texas 76021 – Requested to speak to the Council for a follow-up presentation on a Cultural Diversity Initiative for Bedford.

#### **OLD BUSINESS**

4. Discussion on the development of the citizen survey instrument.
5. Consider an ordinance amending Chapter 6 of the City of Bedford Code of Ordinances, Section 6-70 “Special Sign Types,” Section 6-72 “Temporary Signs,” and Section 6-74 “Prohibited Signs”; providing for an Exhibit ‘A’ being the City of Bedford Sign Regulations; providing a savings clause; providing a severability clause; and providing an effective date.

#### **NEW BUSINESS**

6. Public hearing and consideration of an ordinance to rezone a portion of the property known as Lot 1R1, Block 1, Harwood Hills Village Addition, located at 3354 Harwood Road, Bedford, TX, from Planned Unit Development (PUD) to Amended PUD, Site Plan Modification in the Master Highway Corridor Overlay District (MHC), specifically for the operation of a Tom Thumb Fuel Station; declaring that this ordinance be cumulative of all other ordinances; providing for a severability clause; providing for a penalty; and declaring an effective date. The property is generally located south of Harwood Road and west of State Highway 121. (Z-240)
7. Public hearing and consideration of a resolution approving a site plan for the property known as Lot 2R1, Block 1, Harris Methodist Health Systems and a portion of Abstract 1392, Tract 1C1, Wallace W. Smith Survey, located at 1609 Hospital Parkway, Bedford, TX, specifically for the HEB Cancer Center. The property is generally located south of Harwood Road and west of State Highway 121. (S-058)
8. Consider a resolution authorizing the City Manager to purchase medical equipment and related components from Physio-Control, Inc., in the amount of \$36,607.40.
9. Consider a resolution authorizing the City Manager to enter into a contract with JLB Contracting for Dora Street reconstruction from Pipeline Road to Phyllis Street in the amount of \$1,041,746.05.
10. Consider a resolution authorizing the City Manager to accept an armored personnel carrier from the Texas Department of Public Safety through the Texas 1033 Program.
11. Consider a resolution authorizing the Mayor to certify the Equitable Sharing Agreement and Certification as required by the United States Department of Justice.
12. Consider a resolution casting votes for candidates to serve on the Board of Directors for the Tarrant Appraisal District.
13. Discussion on the fence ordinance. \*\*This item requested by Councilmember Nolan.
14. Report on most recent meeting of the following Boards and Commissions:
  - ✓ Animal Shelter Advisory Board - Councilmember Boyter
  - ✓ Beautification Commission - Councilmember Turner
  - ✓ Community Affairs Commission - Councilmember Boyter
  - ✓ Cultural Commission - Councilmember Nolan
  - ✓ Library Board - Councilmember Davisson
  - ✓ Parks & Recreation Board - Councilmember Davisson
  - ✓ Senior Citizen Advisory Board - Councilmember Turner
  - ✓ Teen Court Advisory Board - Councilmember Champney

## 15. Council member reports

## 16. City Manager/Staff Reports

## 17. Take any action necessary as a result of the Executive Session

*(Any item on this posted agenda may be discussed in executive session provided it is within one of the permitted categories under Chapter 551 of the Texas Government Code.)*

## **ADJOURNMENT**

### **CERTIFICATION**

I, the undersigned authority, do hereby certify that this Notice of Meeting was posted on the outside window in a display cabinet at the City Hall of the City of Bedford, Texas, a place convenient and readily accessible to the general public at all times, and said Notice was posted by the following date and time: Friday, November 8, 2013 at 5:00 p.m., and remained so posted at least 72 hours before said meeting convened.

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**Michael Wells, City Secretary**

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**Date Notice Removed**

(Auxiliary aids and services are available to a person when necessary to afford an equal opportunity to participate in City functions and activities. Auxiliary aids and services or accommodations should be requested forty-eight (48) hours prior to the scheduled starting time of a posted council meeting by calling 817.952.2101.)



# Council Agenda Background

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**PRESENTER:** Jim Griffin, Mayor

**DATE:** 11/12/13

Council Recognition

**ITEM:**

Proclamation recognizing Fire Safety Poster Contest Winners.

City Manager Review: \_\_\_\_\_

**DISCUSSION:**

This event marks the 36th year of the Bedford Fire Safety Poster Contest. More than 4,000 poster entries were judged by the firefighters with assistance from the Bedford Citizens Fire Academy Alumni. Each entry received a recognition sticker, and 1st, 2nd, and 3rd place ribbons were awarded to participants in each grade level in the seven Bedford schools visited. The posters illustrated life saving behaviors the students learned during the Fire Department F.A.L.S.E. Alarm Clown Program presented during Fire Prevention Week. This year's national theme was "Prevent Kitchen Fires". Six posters, one from each grade level (1st – 6th), were chosen overall to represent "Bedford's Best." The top six posters will be displayed at the Bedford Public Library during the month of November.

**ATTACHMENTS:**

Proclamation



CITY OF  
**BEDFORD**

# Proclamation

*WHEREAS, the United States has one of the highest fire death rates, per capita, in the world; and*

*WHEREAS, every year home fires result in thousands of deaths, injuries, and hundreds of millions of dollars in property loss. Careless cooking, unattended candles, and the misuse of matches and lighters cause many of these fires; and*

*WHEREAS, the theme for National Fire Prevention Week this year is “Prevent Kitchen Fires.” School children across the nation were taught about fire escape plans; and*

*WHEREAS, this event marks the 36<sup>th</sup> year of the Bedford Fire Safety Poster Contest and more than 4,000 fire safety posters were entered by Bedford students and were recognized by the firefighters with the assistance of the Bedford Citizen’s Fire Academy Alumni; and*

*WHEREAS, each poster illustrated life saving behaviors learned by the students during the fire department’s FALSE Alarm Clown Program with six posters, one from each grade level (1<sup>st</sup> – 6<sup>th</sup>) chosen overall to represent “Bedford’s Best.”*

*NOW, THEREFORE, let it be known that I, Jim Griffin, Mayor of the City of Bedford, and the City Council ask the citizens of Bedford to join me in recognizing the following FIRE SAFETY POSTER CONTEST WINNERS:*

<b><i>Haley Sheppard</i></b>	<b><i>1<sup>st</sup> Grade</i></b>	<b><i>Bedford Heights Elementary</i></b>
<b><i>Grant Miller</i></b>	<b><i>2<sup>nd</sup> Grade</i></b>	<b><i>Meadow Creek Elementary</i></b>
<b><i>Makenna Smith</i></b>	<b><i>3<sup>rd</sup> Grade</i></b>	<b><i>Bedford Heights Elementary</i></b>
<b><i>Alex Gutierrez</i></b>	<b><i>4<sup>th</sup> Grade</i></b>	<b><i>Bedford Heights Elementary</i></b>
<b><i>Jaida LaCour</i></b>	<b><i>5<sup>th</sup> Grade</i></b>	<b><i>Bell Manor Elementary</i></b>
<b><i>Jon Williams</i></b>	<b><i>6<sup>th</sup> Grade</i></b>	<b><i>Bedford Heights Elementary</i></b>

*In witness whereof, I have hereunto set my hand and caused the seal of the City of Bedford to be affixed this 12th day of November, 2013.*

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JIM GRIFFIN, MAYOR  




# Council Agenda Background

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**PRESENTER:** Michael Wells, City Secretary

**DATE:** 11/12/13

**Minutes**

**ITEM:**

Consider approval of the following City Council minutes:

a) October 22, 2013 regular meeting

City Manager Review: \_\_\_\_\_

**DISCUSSION:**

N/A

**ATTACHMENTS:**

October 22, 2013 regular meeting

STATE OF TEXAS §

COUNTY OF TARRANT §

CITY OF BEDFORD §

**The City Council of the City of Bedford, Texas, met in Regular Session at 6:30 p.m. in the Council Chambers of City Hall, 2000 Forest Ridge Drive, on the 22nd day of October, 2013 with the following members present:**

Jim Griffin	Mayor
Michael Boyter	Council Members
Chris Brown	
Ray Champney	
Jim Davisson	
Patricia Nolan	

constituting a quorum.

Councilmember Turner was absent from the meeting.

Staff present included:

Beverly Griffith	City Manager
David Miller	Deputy City Manager
Stan Lowry	City Attorney
Michael Wells	City Secretary
Roger Gibson	Police Chief
Don Henderson	Parks Superintendent
Tom Hoover	Public Works Director
Mirenda McQuagge-Walden	Managing Director
Jacquelyn Reyff	Planning Manager
Bill Syblon	Development Director

### **EXECUTIVE SESSION**

**To convene in the conference room in compliance with Section 551.001 et. Seq. Texas Government Code, to discuss the following:**

- a) Pursuant to Section 551.087, deliberation regarding economic development negotiations relative to Block 1, Lot 1Rb, Bedford Meadows Shopping Center.**
- b) Pursuant to Section 551.087, deliberation regarding economic development negotiations relative to Block 1 Lot 4 Cimarron Plaza Addition.**
- c) Pursuant to Section 551.087, deliberation regarding economic development negotiations relative to Block 1, Lot 1D, Shops at Central Park.**

Council convened into Executive Session pursuant to Texas Government Code Section 551.087, deliberation regarding economic development negotiations relative to Block 1, Lot 1Rb, Bedford Meadows Shopping Center; Section 551.087, deliberation regarding economic development negotiations relative to Block 1 Lot 4 Cimarron Plaza Addition; and Section 551.087, deliberation regarding economic development negotiations relative to Block 1, Lot 1D, Shops at Central Park at 6:30 p.m.

Council reconvened from Executive Session at 6:37 p.m.

Any necessary action to be taken as a result of the Executive Session will occur during the Regular Session of the Bedford City Council Meeting.

## **REGULAR SESSION 6:30 P.M.**

The Regular Session began at 6:30 p.m.

## **CALL TO ORDER/GENERAL COMMENTS**

Mayor Griffin called the meeting to order. He stated that Councilmember Turner was unable to attend the meeting.

## **INVOCATION**

Mayor Griffin gave the invocation.

## **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was given.

## **OPEN FORUM**

Nobody chose to speak under Open Forum.

## **DISCUSSION AND CONSIDER APPROVAL OF ITEMS BY CONSENT**

Council discussed placing the following items on consent: 3, 7, 8, 9, 10, 11, 12 and 13.

Motioned by Councilmember Champney, seconded by Councilmember Davisson, to approve the following items by consent: 3, 7, 8, 9, 10, 11, 12 and 13.

Motion approved 6-0-0. Mayor Griffin declared the motion carried.

## **COUNCIL RECOGNITION**

### **1. Employee Service Recognition**

The following employee received recognition for dedicated service and commitment to the City of Bedford:

John Henrichsen, Fire Department – 15 years of service  
Michael Shikany, Police Department – 20 years of service

### **2. Proclamation recognizing October 23-31, 2013 as Red Ribbon Week in the City of Bedford.**

Mayor Griffin read a proclamation recognizing October 23-31, 2013 as Red Ribbon Week in the City of Bedford. Technical Sergeant Randy Gardner was present to accept the proclamation.

## **APPROVAL OF THE MINUTES**

### **3. Consider approval of the following City Council minutes: a) October 8, 2013 regular meeting**

This item was approved by consent.

## **OLD BUSINESS**

### **4. Report on the Community Powered Revitalization Program's 2013 Fall Blitz.**

Scott Sheppard, Executive Director of 6Stones Mission Network, presented a report on the Community Powered Revitalization Program. He displayed before and after pictures of houses in Bedford that were

part of the program during the past year. He stated that in 2010, the City of Euless made a proposal to the cities of Hurst and Bedford to collaborate. All three cities gave support in the amount of \$25,000, with \$60,000 in matching funds through the County for Euless and Hurst, and \$10,000 in matching funds for Bedford. The matching funds are against the cities' County Home Program, which is \$300,000 for Euless and Hurst, and \$25,000 for Bedford. For the Fall Blitz in Bedford completed the previous October, there were 11 houses, with \$25,000 in expenses, \$9,700 in donations, \$22,680 in volunteer hours, \$10,000 in the match, and a retail value of \$57,930. In the April event, they were only able to work on four properties, with \$7,900 in expenses, \$3,900 in donations, \$7,900 in volunteer hours, a match that would have been \$2,800, and \$28,000 in retail value. The previous spring, there were nine houses, with \$7,200 in expenses, \$6,700 in donations, over 2,100 volunteer hours, \$7,000 in the match, and over \$70,000 in retail value. In 2013, there were a total of 15 houses, with \$32,000 in expenses, \$13,000 in donations, over 3,000 volunteer hours, a readjusted match of \$17,000, and a retail value of \$96,000. Overall in 2013, they were able to do 27 homes in Hurst, 22 homes in Euless, and 15 homes in Bedford; support from all three cities was \$25,000 each; matches through the County program were \$36,000 for Hurst, \$31,000 for Euless and \$17,000 for Bedford; and there was an overall retail value of \$450,000.

Mr. Sheppard discussed the next phase for CPR, which is a house at 324 Belle in Bedford. Through the County and Tarrant County Housing Partners (TCHP), the home was acquired out of foreclosure. The County, through HUD, has invested \$103,000 in the property and the house has been brought up to current levels. The house is now listed, and through TCHP, there will be classes for low-income families to be able to move into home ownership. The house was purchased for \$50,000 and it will probably sell in the \$120,000 to \$124,000 range. The proceeds from the sale will go towards renovating a second house. Those proceeds from the second property could then go back through 6Stones for CPR or another program. Mr. Sheppard stated that over the past year, through collaboration with the cities and the School District, 5,600 children have been helped with Operation Back 2 School. He also stated that the goal of Night of Wonder is 3,000 students; that 16,000 people were fed with their New Hope Food Pantry; and that the Community Garden continues to increase its produce that goes into the Food Pantry.

There was discussion on the impact on the volunteers; following up with property owners including a home liaison program; recipients of the CPR program getting involved; and the justification of the City working with 6Stones.

## **NEW BUSINESS**

- 5. Public hearing and consider an ordinance to rezone a portion of the property known as Lot 1A, Harwood Village Shopping Center Addition, located at 510-E Harwood Road, Bedford, Texas, from Heavy Commercial to Heavy Commercial/Specific Use Permit/Secondhand, Rummage and Used Furniture Stores, specifically for a Specific Use Permit to allow for Castillo's Appliances; declaring that this ordinance be cumulative of all other ordinances; providing for a severability clause; providing for a penalty; and declaring an effective date. The property is generally located south of Harwood Road and west of Brown Trail. (Z-239)**

Planning Manager Jacquelyn Reyff presented information regarding this ordinance. The public hearing was published in the October 1 edition of the Star-Telegram. The request is for a specific use permit for a used appliance store called Castillo's Appliances at 510 East Harwood Road in the Harwood Village Shopping Center. The size of the lease space is 4,000 square feet. The property is zoned H – Heavy Commercial. The landscaping and parking remain from the previous development of the entire shopping center complex. The Comprehensive Plan indicates the location to be commercial so the request would not conflict with the Plan. The Planning and Zoning Commission unanimously recommended approval of this item at their September 26 meeting with the stipulation that the specific use permit runs with the name of the business and not the land.

In answer to questions from Council, Ms. Reyff stated that the location would still have adequate parking even with the parking taken out by Locke Supply and if the new definition of "shopping center" is adopted; and that the specific use permit would generate a need for 16 parking spaces.

Mayor Griffin opened the public hearing at 7:17 p.m.

Nobody chose to speak during the public hearing.

Mayor Griffin closed the public hearing at 7:17p.m.

In answer to questions from Council, the applicant, Ivis Flores, 4600 Canyon Trail, Euless, stated that they would sell second hand appliances such as refrigerators, washers, and dryers; that they offer a 90-day warranty on parts and labor; that they own a shop in Dallas where all repairs are made and the appliances are made ready; that the Bedford store will be retail only with no outside supplies; that they have been in business for six years; and that they saw the need for used appliances in the area. In answer to a question from Council, Ms. Reyff stated that she was not aware of any other facility of this type in the City.

Motioned by Councilmember Brown, seconded by Councilmember Nolan, to deny an ordinance to rezone a portion of the property known as Lot 1A, Harwood Village Shopping Center Addition, located at 510-E Harwood Road, Bedford, Texas, from Heavy Commercial to Heavy Commercial/Specific Use Permit/Secondhand, Rummage and Used Furniture Stores, specifically for a Specific Use Permit to allow for Castillo's Appliances; declaring that this ordinance be cumulative of all other ordinances; providing for a severability clause; providing for a penalty; and declaring an effective date. The property is generally located south of Harwood Road and west of Brown Trail. (Z-239)

Motion approved 6-0-0. Mayor Griffin declared the motion carried.

**6. Public hearing and consider an ordinance to rezone the property known as Abstract 1735, Tract 6C02, TW Williams Survey, located at 1805 L. Don Dodson Drive, Bedford, Texas, from MF, Multi-Family Residential District to S, Service Commercial District; declaring that this ordinance be cumulative of all other ordinances; providing for a severability clause; providing for a penalty; and declaring an effective date. The property is generally located south of Bedford Road and east of Forest Ridge Drive. (Z-241)**

Ms. Reyff presented information regarding this ordinance. The public hearing was published in the October 1 edition of the Star-Telegram. It is for the old library property across the street from City Hall. This item is for a straight rezoning from MF- Multi-Family to S-Service Commercial District. In preparing for the new occupant, Texas Industries (TXI), the time to rezone the property is now. The property would serve as a prominent location in the Central Bedford Development Zone. There would be no changes to the site except for the interior. TXI would be utilizing most of the location as office, which is allowed by right in the S – Service Commercial District. The City would continue to own both the land and the building for meeting and storage space. The use meets the intent of the Comprehensive Plan and the item was approved unanimously by the Planning and Zoning Commission.

There was discussion on the City abiding by its own ordinances. In answer to questions from Council, City Manager Beverly Griffith stated that the City would be responsible for installing a masonry fence as the location would now be commercial against residential; that the City is getting cost estimates; and that the fence would be installed in the current fiscal year; that TXI would not be responsible for the fence since there are no changes to the site plan; and that the City, as the building owner, is responsible under the lease agreement with TXI for anything exterior to the building such as landscaping and parking lots.

Mayor Griffin opened the public hearing at 7:26 p.m.

Nobody chose to speak during the public hearing.

Mayor Griffin closed the public hearing at 7:27 p.m.

There was discussion on the benefit of the new leasee outweighing the cost of the fence.

Motioned by Councilmember Davisson, seconded by Councilmember Champney, to approve an ordinance to rezone the property known as Abstract 1735, Tract 6C02, TW Williams Survey, located at 1805 L. Don Dodson Drive, Bedford, Texas, from MF, Multi-Family Residential District to S, Service Commercial District; declaring that this ordinance be cumulative of all other ordinances; providing for a severability clause; providing for a penalty; and declaring an effective date. The property is generally located south of Bedford Road and east of Forest Ridge Drive. (Z-241)

Motion approved 6-0-0. Mayor Griffin declared the motion carried.

- 7. Consider a resolution approving an Economic Development Program Agreement, pursuant to Chapter 380 of the Texas Local Government Code and the City's Economic Development Incentive Policy and Program, with the Clubhouse for Special Needs.**

This item was approved by consent.

- 8. Consider a resolution authorizing the City Manager to sign a Water Main easement for Lot 5, Block 2, Bedford Lake Addition from property conveyed to the City of Bedford by deed as recorded in Volume 10764, Page 170, Deed Records, Tarrant County, Texas.**

This item was approved by consent.

- 9. Consider a resolution approving an amendment to the Economic Development Program Agreement, pursuant to Chapter 380 of the Texas Local Government Code and the City's Economic Development Incentive Policy and Program, with Spring Creek Restaurants.**

This item was approved by consent.

- 10. Consider a resolution authorizing the City Manager to purchase a 2010 Skywatch Mobile Observation Tower from Flir Integrated Systems in the amount of \$50,000.**

This item was approved by consent.

- 11. Consider a resolution authorizing the Mayor to accept the 2013 Sub-Recipient Award from the Texas Department of Public Safety for the FY 2013 Homeland Security Grant Program.**

This item was approved by consent.

- 12. Consider a resolution authorizing the City Manager to enter into a contract for chemical application services with TruGreen in the amount of \$36,108.**

This item was approved by consent.

- 13. Consider a resolution authorizing the City Manager to enter into a citizen survey services agreement with the University of North Texas in the amount of \$20,420.**

This item was approved by consent.

- 14. Consider a resolution authorizing funding, ratifying the expenditure and authorizing the City Manager to contract with Reynolds Asphalt, TexOp Construction, L.P., Earth Haulers, Inc., Tarrant County Precinct 3, TXI Operations, L.P., and Huffman and Huffman, Inc., in the amount of \$125,795.82 for emergency water line and street repairs on Bedford Road due to a major water main break on July 29, 2013.**

Public Works Director Tom Hoover presented information regarding this resolution. He stated that it was for the final touches for the repairs that were done on Bedford Road due to the water main break in July. There is a total of \$125,000 in invoices associated with those repairs, most of which are associated with the actual road repair. Approximately \$36,861.28 is associated with the utility contractor that was

brought in due to the depth and size of where the main broke. This item was taken to the 4B Board in September to authorize the road repair portion.

Motioned by Councilmember Champney, seconded by Councilmember Brown, to approve a resolution authorizing funding, ratifying the expenditure and authorizing the City Manager to contract with Reynolds Asphalt, TexOp Construction, L.P., Earth Haulers, Inc., Tarrant County Precinct 3, TXI Operations, L.P., and Huffman and Huffman, Inc., in the amount of \$125,795.82 for emergency water line and street repairs on Bedford Road due to a major water main break on July 29, 2013.

Motion approved 6-0-0. Mayor Griffin declared the motion carried.

**15. Consider a resolution authorizing the City Manager to enter into a Memorandum of Understanding (MOU) between the City of Bedford and Republic Services, Inc. for the modified microsurfacing project in the Realistic Addition subdivision.**

Mr. Hoover presented information regarding this resolution. It is for a memorandum of understanding with Allied Waste. There was a situation where a leak occurred and they agreed to do resurfacing with small aggregate micro-paving. There was confusion on when the resurfacing was to be done, since there was no requirement for Council to authorize the expenditure. The company went ahead and did the resurfacing while they were still in the area and while the weather was still warm.

In answer to questions from Council, Mr. Hoover stated that this was the same company that performed the resurfacing in the Country Meadows subdivision; that the company did go back and roll down the areas that had pitched up in Country Meadows; and that staff confirmed that they made the necessary changes.

Motioned by Councilmember Nolan, seconded by Councilmember Davisson, to approve a resolution authorizing the City Manager to enter into a Memorandum of Understanding (MOU) between the City of Bedford and Republic Services, Inc. for the modified microsurfacing project in the Realistic Addition subdivision.

Motion approved 6-0-0. Mayor Griffin declared the motion carried.

**16. Consider a resolution authorizing the City Manager to change a Council meeting in December; to schedule the Council meetings for December 10, 2013 and December 17, 2013; and to schedule a special meeting to canvass the results of the November 5, 2013 bond election.**

Ms. Griffith presented information regarding this resolution. There is a need to move the second Council meeting in December as it falls on Christmas Eve. Staff is recommending moving the Council meeting dates in December to December 3 and December 17 to fall in line with the schedule for the citizen survey. City Secretary Michael Wells stated there is a need to schedule a special meeting in November to canvass the November 5 bond election. The period to canvass is from November 13 to November 18, which does not coincide with a regular Council meeting date.

Motioned by Councilmember Davisson, seconded by Councilmember Champney, to approve a resolution authorizing the City Manager to change Council meetings in December; to schedule Council meetings for December 3, 2013 and December 17, 2013; and to schedule a special meeting to canvass the results of the bond election for November 13.

Motion approved 6-0-0. Mayor Griffin declared the motion carried.

**17. Discussion and receive Council direction on staff approaching Hawaiian Falls for the management of the City's water park.**

Councilmember Nolan stated the reason she brought this to Council was to get staff to go to Hawaiian Falls to look for ways to improve the revenue at Splash. She had read an article in the Star-Telegram where a gentleman had gone to several water parks and made a revenue stream. She wants to get a

consensus from Council for staff to go to Hawaiian Falls and to investigate if this is an opportunity for Bedford and Splash. There was discussion on the Hawaiian Falls in Waco; Hawaiian Falls generally builds from the ground up and on bigger footprints; Hawaiian Falls looking at other opportunities to build water parks in the Metroplex; and the size of the water park in Roanoke. In answer to questions from Council, Deputy City Manager David Miller stated that he believes the park in Roanoke is 14 acres and Splash is 1.29 acres; that generally when a city enters into an agreement with Hawaiian Falls, the city pays at least half of the startup cost; that the City of Waco put in \$2.5M and that his understanding was that Mansfield put in the same amount and came back with an amendment for approximately \$1M; that it is unclear if Hawaiian Falls manages a water park for a city; that they enter into a partnership with a city to operate a park that is much larger than Splash; and that he believes Waco's park was expanded to 14 acres and that their ticket prices are \$26.00 a day with \$100 season passes. In answer to questions from Council regarding the City exploring other companies to manage Splash, Ms. McQuagge-Walden stated that the City had received a solicitation from USA Aquatics who were strictly a management company; and that in doing the math on their proposal, there were no savings involved. There was discussion on casting a wider net in regards to talking to other companies and concerns on raising ticket prices. In answer to a question from Council, Ms. Griffith stated that a business plan was developed after the bond election that did anticipate that Splash would pay for itself as far as operations based on revenue assumptions that never came to fruition; and that it was never envisioned that the revenue would cover the construction costs. There was discussion on what the City wants to deliver to the citizens; cutting costs or raising rates; and keeping costs low while maintaining the park and generating revenue. In answer to questions from Council, it was stated that it is unknown at the time if there are any water parks that cover their costs or are net profitable; that initial construction costs for facilities in North Richland Hills and Hurst were financed through an economic development sales tax; that it is unknown at this time what Hawaiian Falls pays those cities they are involved with; and that there are nine years left on the debt for Splash.

Councilmember Nolan stated that after all expenditures from their private/public partnership; the City of Roanoke receives approximately \$250,000 a year in revenue. There was discussion that the process to look at a third-party company to manage Splash would be through a request for qualifications; whether there was consensus to have staff investigate the potential of new management for Splash; looking at benchmarks to measure Splash's performance; performing due diligence including a comparison of operational costs with other cities. There was discussion on doing a comparison of city-owned water parks inclusive of ones that have partnered with Hawaiian Falls; or doing an overview of the City's operational costs to serve as a benchmark and then exploring if there are companies that can operate Splash like the City operates and increase revenue. There was a consensus of Council for staff to provide Council with an in-house operational assessment of Splash by the first meeting in December for Council to determine if they want to move forward with an RFQ to other companies for the management of Splash. There was discussion on the second step involving looking at water parks managed by cities and water parks managed by companies like Hawaiian Falls.

**18. Discussion on the appointments of members/staff to boards/commissions that are not voted on by City Council. \*\*This item requested by Councilmember Nolan.**

Councilmember Nolan requested this item be placed on the agenda for discussion. She stated that Council voted for the Charter Review Committee to have 15 members, appointed a chairman, and on the Committee was the City Secretary and the City Attorney. When she reviewed the resolution, it had an additional ex-officio member in the City Manager. When she asked how the City Manager got on the resolution, she was told that the City Manager put herself on the Committee, and that this was not something the Council voted on. She is concerned that people are putting themselves on commissions without being voted on by the Council. Mayor Griffin discussed that every resolution contained the City Attorney and City Manager as ex-officio members; that the motion for approval certifying the body was made by Councilmember Nolan and seconded by Councilmember Davisson; that Council receives their agenda material five or six days before the meeting for review; that there is the opportunity to schedule time with the City Manager for review and to ask questions; that the item is then discussed at the actual meeting; and that the Council's Code of Conduct states that majority rules and once an action is taken, Council agrees to disagree and moves on. Ms. Nolan stated that the vote was to form the Committee; that she was told the original resolution did not have the City Manager as an ex-officio member; and that when it was sent to the City Manager, she put herself on there; and that she did not receive a copy of

the original resolution. There was discussion that Council receives a copy of everything in the agenda packet. Ms. Nolan stated that she did not have a copy of a resolution that does not have the City Manager as an ex-officio member on it; and that when the item was voted on, it was to form the Committee, not to put on ex-officio members. Councilmember Brown discussed that the resolution passed on August 13 contained a section to create the Committee and a section on the make-up of the Committee, which stated that the City Manager and City Attorney would serve as ex-officio members. There was discussion on the Council's desire to have the City Attorney and City Manager serve on the Committee; and that there were no prior resolutions in the packet available to Council. Ms. Nolan stated she did not see the need for the City Manager to be on the Committee. There was further discussion on the City Manager and their role serving on the Committee. Councilmember Brown stated that he wanted it clear that there was nothing changed in the resolution and that the accusation is shown not to be the case, and Councilmember Champney concurred. Mayor Griffin further discussed the Council's Code of Conduct.

**19. Report on most recent meeting of the following Boards and Commissions:**

✓ **Animal Shelter Advisory Board - Councilmember Boyter**

Councilmember Boyter stated that seven to eight cats and dogs were adopted at the recent Pet Fair.

✓ **Beautification Commission - Councilmember Turner**

No report was given.

✓ **Community Affairs Commission - Councilmember Boyter**

Councilmember Boyter thanked the Commission for their assistance with the recent bond discussion.

✓ **Cultural Commission - Councilmember Nolan**

No report was given.

✓ **Library Board - Councilmember Davisson**

Councilmember Davisson stated that there are two openings on the Board and there was discussion on adding a teen representative to the Board. There is a new meeting room policy whereby a person's driver's license is held until they check out of the room.

✓ **Parks & Recreation Board - Councilmember Davisson**

No report was given.

✓ **Senior Citizen Advisory Board - Councilmember Turner**

No report was given.

✓ **Teen Court Advisory Board - Councilmember Champney**

Councilmember Champney reported that Teen Court Coordinator Mindy Eichorst made a presentation to the Pacesetter's Rotary Club and gave an overview of the Teen Court program. She will be invited back to discuss the Teen Court scholarship.

**20. Council member reports**

No other reports were given.

**21. City Manager/Staff Reports**

No report was given.

**22. Take any action necessary as a result of the Executive Session**

Item #8 was voted on during the Regular Session.

**ADJOURNMENT**

Mayor Griffin adjourned the meeting at 8:16 p.m.

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Jim Griffin, Mayor

ATTEST:

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Michael Wells, City Secretary



# Council Agenda Background

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**PRESENTER:** See below

**DATE:** 11/12/13

**Persons to be Heard**

**ITEM:**

- a) Rev. Melvin Brown, Sr., 2813 Airport Freeway #416, Bedford, Texas 76021 – Requested to speak to the Council for a follow-up presentation on a Cultural Diversity Initiative for Bedford.

**City Manager Review:** \_\_\_\_\_

**DISCUSSION:**

N/A

**ATTACHMENTS:**

Letter of Request

**From:** [Melvin Brown Sr.](#)  
**To:** [Wells, Michael](#)  
**Subject:** Re: Bedford City Council meeting  
**Date:** Wednesday, November 06, 2013 2:46:00 AM  
**Attachments:** [image003.png](#)  
[image002.png](#)

---

Yes. A good progress report.

I sent a brief Power Point Presentation (It will be 10 minutes)  
Could you add blue borders and perhaps a picture of your diverse staff?

Thank you,  
Rev. Melvin E. Brown Sr.

On Tue, Nov 5, 2013 at 2:07 PM, Wells, Michael <[Michael.Wells@bedfordtx.gov](mailto:Michael.Wells@bedfordtx.gov)> wrote:

Good afternoon Reverend Brown,

You have been added to the agenda for 11/12. Just for the record, this is a follow-up to the Cultural Diversity Initiative presentation correct? Please confirm when you get the opportunity.

--

Michael Wells

City Secretary

**City of Bedford**

2000 Forest Ridge Drive, Bedford, Texas 76021

Office: [817-952-2104](tel:817-952-2104) | Fax: [817-952-2103](tel:817-952-2103) | [Michael.Wells@bedfordtx.gov](mailto:Michael.Wells@bedfordtx.gov)



---

**From:** Melvin Brown Sr.  
**Sent:** Tuesday, November 05, 2013 1:41 PM  
**To:** Wells, Michael  
**Subject:** Bedford City Council meeting

Michael Wells:

I accept the invitation to be present and do the Invocation at the November Council Meeting. Again, I thank you for our Partnership and I look forward to working with you.

- Requesting a 10 minute follow-up presentation for the next Council Meeting.

Please add a blue border in a Power Point file.

Regards,

Rev. Melvin E. Brown Sr.

[\(817\) 443-1266](tel:8174431266)

CONFIDENTIALITY NOTICE: This City of Bedford (CoB) email transmission is intended only for the use of the individual to whom it is addressed and may contain information that is confidential, privileged, and exempt from disclosure. Any use, copying, retention or disclosure by any person other than the intended recipient or the intended recipient's designees is strictly prohibited. If you have received this email in error, please notify the sender immediately by return email and destroy all electronic and paper copies of the original message and any attachments immediately.



# Council Agenda Background

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<b><u>PRESENTER:</u></b>	Mirenda McQuagge-Walden, Managing Director Dr. Paul Ruggiere, Director UNT Survey Research Center	<b><u>DATE:</u></b> 11/12/13
Old Business		
<b><u>ITEM:</u></b>  Discussion on the development of the citizen survey instrument.  City Manager Review: _____		
<b><u>DISCUSSION:</u></b>  Dr. Paul Ruggiere will lead the Council in the development and selection of questions for the citizen satisfaction survey. Survey examples from several entities were previously provided to Council to assist with the development. Also attached are examples of the letters that will be sent about the survey and the reporting zones for geo-coded data reporting. One version of the letter is used if the recipient has a known phone number and the other is used if the phone number is unknown.		
<b><u>ATTACHMENTS:</u></b>  Letter examples Reporting Zones		



College of Public Affairs and Community Service  
Survey Research Center

A green light to greatness:

January 2014

RESIDENT  
«ADDRESS1»  
«CITY», «STATE\_ABBR» «ZIP»

The University of North Texas Survey Research Center has been hired by the City of Bedford to conduct a survey of Bedford households. The goals of the project are to understand how well the city is providing services to its citizens and to get their input on priorities for improvement. Results of the survey will be used by your elected officials and city staff to understand strengths and weaknesses of city services.

Your household was selected as part of a limited, random sample of households throughout the city. Therefore, your participation is very important to the success of the project.

All participants will be entered in a random drawing for one of the following 10 prizes:

- 1 annual membership to BRAC
- 1 season pass to Bedford Splash Aquatic Center
- 4 day passes to BRAC
- 4 day passes to BRAC Weight Room
- 4 day passes to Bedford Splash Aquatic Center
- \$50 gift certificate to

Comment [PR1]: These are examples of what Bedford may want to offer

Your participation is voluntary and you do not need to answer any question you don't want to answer. The survey will take between 10 to 15 minutes to complete depending on your answers. If you do not live in the City of Bedford, please disregard this survey.

Your answers are completely confidential and will be released by the UNT Survey Research Center only as summaries in which no one's answers can be identified. Identifying household information such as your address will be separated from the responses you provide and will then be used only to select prize recipients.

One of our interviewers will call you soon to ask you to take part in the interview. We hope you will accept our call.

We do not have your phone number in our records. If you are willing to participate, please call the Survey Research Center at 1-800-687-7055 to answer the survey or to give us your correct phone numbers so we can contact you. All calls to this number are free. We would also be glad to answer any questions you might have about the study.

The survey is also available to you at [www.UNTsurvey.com](http://www.UNTsurvey.com) if you would prefer to answer online. You will also find a version that is smart-phone and tablet-friendly. Your login code is LOGIN and your password is PASSWORD for the City of Bedford Survey.

This project has been reviewed and approved by the UNT Institutional Review Board. Thanks in advance for your help!

Sincerely,

Paul Ruggiere, Ph.D.  
Director  
UNT Survey Research Center



January 2014

RESIDENT  
«ADDRESS1»  
«CITY», «STATE\_ABBR» «ZIP»

The University of North Texas Survey Research Center has been hired by the City of Bedford to conduct a survey of Bedford households. The goals of the project are to understand how well the city is providing services to its citizens and to get their input on priorities for improvement. Results of the survey will be used by your elected officials and city staff to understand strengths and weaknesses of city services.

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One of our interviewers will call you soon to ask you to take part in the interview. We hope you will accept our call.

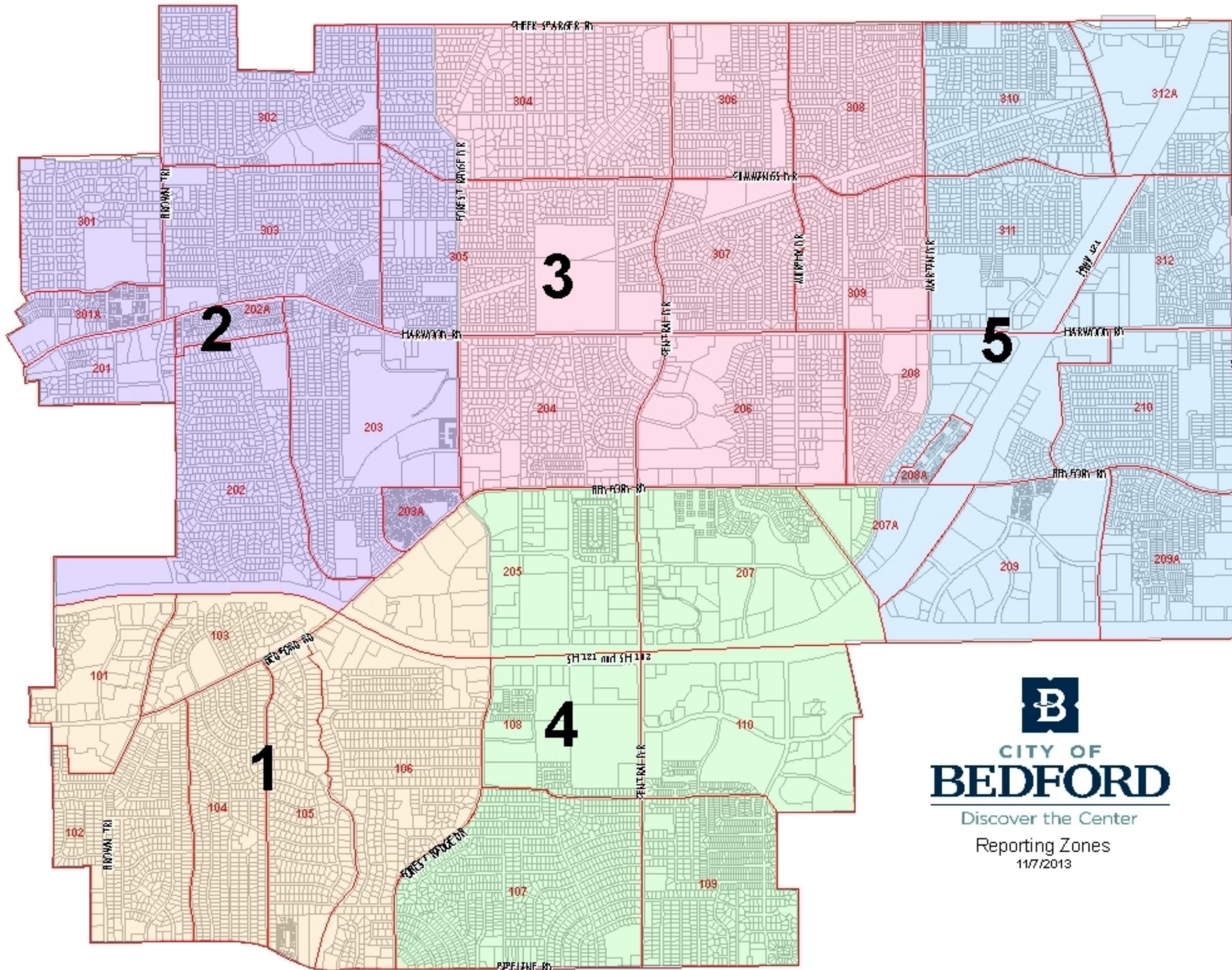
Our records show that your phone number is (AREACODE) PREFIX-PH4. If this number is not correct, please call the Survey Research Center at 1-800-687-7055 to answer the survey or to give us your correct phone numbers so we can contact you. All calls to this number are free. We would also be glad to answer any questions you might have about the study.

The survey is also available to you at [www.UNTsurvey.com](http://www.UNTsurvey.com) if you would prefer to answer online. You will also find a version that is smart-phone and tablet-friendly. Your login code is LOGIN and your password is PASSWORD for the City of Bedford Survey.

This project has been reviewed and approved by the UNT Institutional Review Board. Thanks in advance for your help!

Sincerely,

Paul Ruggiere, Ph.D.  
Director  
UNT Survey Research Center



  
**CITY OF**  
**BEDFORD**  
 Discover the Center  
 Reporting Zones  
 11/7/2013



# Council Agenda Background

**PRESENTER:** William Syblon, Development Director  
Jacquelyn Reyff, Planning Manager

**DATE:** 11/12/13

**Council Mission Area:** Be responsive to the needs of the community.

**ITEM:**

Consider an ordinance amending Chapter 6 of the City of Bedford Code of Ordinances, Section 6-70 “Special Sign Types,” Section 6-72 “Temporary Signs,” and Section 6-74 “Prohibited Signs”; providing for an Exhibit ‘A’ being the City of Bedford Sign Regulations; providing a savings clause; providing a severability clause; and providing an effective date.

**City Attorney Review:** N/A

**City Manager Review:** \_\_\_\_\_

**DISCUSSION:**

As a result of input from the business community, staff has been directed by the City Council to amend the Sign Ordinance regarding “Still in Business Signs” to allow for greater flexibility of sign types in construction zones.

The Sign Ordinance is being amended to allow for other additional temporary sign types. This includes review and approval by the Building Official, with a final appeal for approval or denial to the City Manager. There will continue to be no fees or time limits assessed. The “Still in Business” signs are still only allowed for the properties impacted by construction.

The proposed amendments to the Sign Ordinance are as follows:

- (a) **“Still in Business” signs:** Temporary signage necessary for operation of a business located on site during construction caused by public police authority in which access or visibility of the business is substantially hampered may be approved by the building official upon submitting plans addressing such condition.
1. Shall not exceed 50 square feet in area,
  2. A sidewalk vertical banner may be used. The sidewalk vertical banner, including frame, shall not exceed twenty-six (26) inches in width and ten (10) feet in total height.
  3. At his/her discretion, the building official may defer such approval to the City Manager’s Office or his or her designee. The decision of the City Manager is final.
  4. Is exempt from permit fee.
  5. Swooper Flag is allowed per Section 6-67 and Section 6-72.
  6. Any other temporary approved sign type as described in Section 6-72.

Swooper Flags were removed from the prohibited section of the ordinance and added to the table under the temporary sign section. The changes can be found on pages 13 and 19 of the Exhibit.

**RECOMMENDATION:**

Staff recommends the following motion:

Approval of an ordinance amending Chapter 6 of the City of Bedford Code of Ordinances, Section 6-70 “Special Sign Types,” Section 6-72 “Temporary Signs,” and Section 6-74 “Prohibited Signs”; providing for an Exhibit ‘A’ being the City of Bedford Sign Regulations; providing a savings clause; providing a severability clause; and providing an effective date.

**FISCAL IMPACT:**

**NA**

**ATTACHMENTS:**

**Ordinance**

**CITY OF BEDFORD, TEXAS**  
**ORDINANCE NO. \_\_\_\_\_**

**AN ORDINANCE OF THE CITY OF BEDFORD, TEXAS, AMENDING CHAPTER 6, ADVERTISING (ORDINANCE NO. 949), ARTICLE III-SIGNS, SECTION 6 OF THE CODE OF ORDINANCES AS AMENDED, AMENDING SECTIONS 6-70, "SPECIAL SIGN TYPES (g) "STILL IN BUSINESS SIGNS"; 6-72, "TEMPORARY SIGNS"; AND 6-74 "PROHIBITED SIGNS"; EXHIBIT 'A' BEING THE CITY OF BEDFORD SIGN REGULATIONS; PROVIDING A SAVINGS CLAUSE; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.**

**WHEREAS**, the City is authorized by Chapter 216, Regulation of Signs by Municipalities by the Texas Local Government; and

**WHEREAS**, the City Council of the City of Bedford deems it necessary, in order to provide for the health, safety, and general welfare of the residents of the City of Bedford, to establish the provisions of this ordinance regarding the regulation of signs as authorized by the State of Texas; and

**WHEREAS**, The City Council has established regulations for signs, in *Chapter 6, Advertising (Ordinance No. 949), Article III-Signs, Section 6 of the Code of Ordinances* as amended; and;

**WHEREAS**, the City Council of the City of Bedford has determined that revisions are necessary to these sign regulations and has noticed, according to the requirements of public meetings by State Law, the proposed amendments; and,

**WHEREAS**, the City Council of the City of Bedford has after thoughtful deliberation voted to approve these Sign Regulations amendments;

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BEDFORD, TEXAS: That**

**Section 1**

That the recitals above are found to be true and correct, and are incorporated herein.

**Section 2**

*Chapter 6, Advertising (Ordinance No. 949), Article III-Signs, Section 6 of the Code of Ordinances*, being the sign regulations of the City of Bedford be amended in accordance with the attached Exhibit A –Sign Regulations.

**Section 3**

That this Ordinance shall be cumulative of all other Ordinances and shall not repeal any of the provisions of such Ordinances except for those instances where there are direct conflicts with the provisions of this Ordinance. Ordinances or parts thereof in force at the time this Ordinance shall take effect and that are inconsistent with this Ordinance are hereby repealed to the extent that they are inconsistent with this Ordinance.

**Section 4**

If any section, article, paragraph, sentence, clause, phrase or word in this Ordinance, or application thereof to any person or circumstance, is held invalid or unconstitutional by a Court of competent jurisdiction, such holding shall not affect the validity of the remaining portions of the Ordinance, and the City Council hereby declares it would have passed such remaining portion of the Ordinance despite such invalidity, which remaining portions shall remain in full force and effect.

**Section 5**

This Ordinance shall take effect from and after its date of passage in accordance with law, and it is so ordained.

**PASSED AND APPROVED** this \_\_\_\_ day of \_\_\_\_\_, 2013.

\_\_\_\_\_  
Jim Griffin, Mayor

ATTEST:

\_\_\_\_\_  
City Secretary

APPROVED AS TO FORM:

\_\_\_\_\_  
City Attorney

# Exhibit "A"

## City of Bedford

### Sign Regulations

#### DIVISION 1. GENERAL PROVISIONS

##### **Section 6-66. PURPOSE OF ARTICLE**

The purpose of this article is to provide uniform sign regulations for the City of Bedford, and its provisions shall be held to be the minimum requirements in the installation, erection, location, alteration, replacing, improving and maintenance of all signs. It is further intended to encourage signs which are well designed; which preserve locally recognized values of community appearance; which protect public investment in and the character of public thoroughfares; which aid in the attraction of shoppers and other visitors who are important to the economy of the city; which reduce hazards to motorists and pedestrians traveling on the public roadways; and thereby to promote the public health, safety and welfare.

##### **Section 6-67. DEFINITIONS**

Abandoned sign: Any sign which pertains to a time, event or purpose which no longer obtains; any sign which was erected for or by the owner, occupant or business on a property and is now unrelated to the present use of this property; any sign, except a real estate sign, which is located on property which becomes vacant and unoccupied for a period of three months or more.

Advertising Matter: The placement on, anchoring of or suspension from any building, pole sign, sidewalk, parkway, driveway, lawn, area or parking area of any goods, wares, merchandise or other advertising object which is, but not limited to, light; inflatable objects, pennants, or flags for the purpose of calling attention to.

Awning: An architectural projection, which provides weather protection, identity or decoration, and is supported by the building to which it is attached. It is composed of a lightweight rigid or retractable skeleton structure over which another cover is attached which may be of fabric or other materials may be illuminated. Sign text and logos on awnings are calculated as signage (not the entire awning area).

Balloon: A non-porous, flexible inflated device using inert gas as advertising matter.

Banner Sign: A temporary sign intended to be hung either with or without a frame, possessing characters, letters, illustrations, or ornamentation's applied to paper, plastic, or fabric of any kind.

Billboard: A sign displaying advertising copy that pertains to a business, person, organization, activity, event, place, service or product not principally located or primarily manufactured or sold on the premises on which the sign is located. These signs are generally located off premise.

Builder's Directional Sign: A sign providing direction or instruction to guide persons to sites where new homes are under construction, usually off-premise.

Buildings and Standards Commission: A Board composed of members appointed by the City Council to hear and rule upon variance requested to the Sign Ordinance. Building Official: The officer or other persons with the City of Bedford charged with the administration and enforcement of the Sign Ordinance.

Business Sign: An on-site sign which directs attention to, and/or used to identify a business, profession, organization, institution, commodity, service, activity, entertainment, or other non-residential use conducted, sold, or offered on these premises, (site) where such sign is located, or within the building to which such sign is affixed.

Canopy: A canopy is a roof like structure that shelters a drive lane use such as, but not restricted to, a gasoline pump island. A canopy is open on two or more sides and maybe supported by either columns or by being attached to the building to which it is accessory.

Changeable Copy Sign: A sign that is utilized year round, but the copy is changed periodically, advertising different specials associated with retail sales. This does not include a portable sign that may have changeable copy but is not permanently placed or located at a specific site. However, it does include the following signs:

Message Board Sign: Any sign or portion of a sign that uses changing lights to form a non-pictorial message in text format wherein the sequence of messages and rate of change is electronically programmed and can be modified by electronic process.

Electronic Graphic Display Sign: A sign or portion thereof that displays electronic, static images, static graphics or static pictures, with or without information, defined by a small number of matrix elements using different combinations of light emitting diodes (LED's), fiber optics, light bulbs or other illumination devices within the display and where the image sequence is accomplished immediately or by means of fade, repixelization, or dissolve modes.

Video Display Sign: A sign that changes its message or background in a manner or method of display characterized by motion or pictorial imagery, which may or may not include text and depicts action or a special effect to indicate movement.

Clearance: The vertical distance from the bottom of a sign face to the ground.

Construction Sign: A temporary sign identifying individuals or companies involved in the design, construction, wrecking, or improvements of the premises where work is under construction.

Decorative Flag: A flag or banner that contains no name, initials, or similar items, used to attract attention. Colored flags only.

Dilapidated or Deteriorated Condition: Where structural support or frame members are visibly bent, broken, dented, deteriorated or torn sign copy materials and or paint must be to such an extent that a danger of injury to persons or property is created, or where the sign or the structure is not in compliance with the building code adopted by the City.

Development Sign: A temporary on-site sign providing identification on information pertaining to residential or commercial development to include the builder, property owner, architect, contractor, engineer, or mortgage and project name.

Directional sign: Any sign, other than a highway marker or any sign erected and maintained by public authority, which is erected for the purpose of directing persons to a place, structure or activity not located on the same premises as the sign.

Directory sign: A sign listing the occupants of a building, or group of buildings on the same parcel, and/or identifying the location of and providing directions to any establishment on the same parcel.

Enclosed Frame/Changeable Copy Sign: See Changeable Copy Sign

Erect: To build, construct, attach, hang, place, suspend or affix, and shall also include the painting of the signs on the exterior surface of a building or structure.

Flag: A piece of cloth or fabric usually rectangular in shape, of distinctive color and design, used as a symbol, a standard or signal to attract attention. Exemptions to this are patriotic flags, i.e. U.S., State, and City flags.

Flashing Sign: An illuminated sign on which the artificial source of light is not maintained stationary or constant in intensity and color at all times when such sign is illuminated. For the purpose of the ordinance, any moving illuminated sign affected by intermittent lighting shall be deemed (to be) a flashing sign.

Framework: A support structure which meets all existing wind and load requirements as stated in City of Bedford Ordinance, designed to secure a banner or an inter-changeable copy on all sides.

*Freestanding Sign*: A sign not attached to a building. A freestanding sign may be either a pole (pylon) sign or a monument sign.

*Gasoline Pricing Sign*: An outdoor advertising display with changeable copy letters and numerals that displays the current price of fuel or gasoline for sale.

*Hawkers*: A person holding a sign or in costume to advertise a business or encouraging stopping or buying products at a location.

*Height Measurement*: The height of any sign shall be measured vertically at 90 degrees from the ground at the base of the sign.

*Illegal Signs*: The Building Official or his designated representatives shall be authorized to abate or impound any temporary or permanent sign which is in violation of these regulations. Inclusive of advertising matter that constitutes a violation of the Bedford Sign Ordinance.

*Illuminated Sign*: A sign which has characters, letters, figures, or designs illuminated by electric lights, luminous/neon tubes or other means that are specifically placed to draw attention to, or provide nighttime viewing of, the subject matter on the sign face.

*Illumination, Internal*: Lighting by means of a light which is within a sign having translucent background, silhouetting opaque letters or designs, on which is letters or designs, which are themselves made of translucent material.

*Illumination, External*: Lighting by means of an unshielded light source, (including neon tubing, etc.) which is effectively visible as an external part of the sign.

*Incidental Sign*: Small sign, less than two (2) square feet in surface area, of a non-commercial nature, intended primarily for the convenience of the public. Included are signs designating restrooms, address numbers, hours of operation, entrances to buildings, directions, help wanted, public telephones and so forth. Also included in this group of signs are those designated to guide or direct pedestrians or vehicular traffic to an area or place on the premises of a business building by means of a directory designating names and addresses only.

*Lighted Sign*: See Illuminated Sign.

*Logo*: A "logo" is any design or insignia of an organization, individual, company, or product which is commonly used in advertising to identify that organization, individual, company or product.

*Maintenance*: All signs and support structures, together with all their supports, braces, guys, and anchors, shall be kept in good repair and in proper state of preservation. The display surfaces of all signs shall be kept neatly painted or posted at all times. No sign will be allowed to become frayed, discolored or torn.

*Menu Board*: A sign displaying the menu for a drive up window for an establishment such as a food establishment or car wash.

*Message Board Sign*: a sign composed of a matrix of individual bulbs or lights which are capable of displaying lights in a running or continuous fashion so as to provide transient pictures or information.

*Monument Sign*: A permanent ground sign generally constructed out of brick, stone, or cast concrete foundation across the entire base of the structure not to exceed seven (7) feet in height, measured from the finished grade to the top of the sign.

*Mural*: Artwork applied to the wall of a building depicting a scene or event of natural, social, cultural, or historic significance. Telephone numbers, advertising messages, and addresses may not be included in the artwork; however, logos, trademarks, and icons may be incorporated into the artworks as integral parts of the work.

*Movable Sign*: See Portable Sign.

*Nonconforming Sign*: Any sign lawfully constructed which fails to conform to the provisions of this article.

Off-Premise Sign: The term “off-premise sign” means a sign which is issued or intended to be used to attract attention to activities, commodities, services or other endeavors not offered on the premise on which the sign is located.

On-Premise Sign: The term “on-premise sign” means a sign which promotes or advertises activities, commodities, services, or endeavors which are offered on the premise on which such sign is located.

Parcel: A land area represented by a unified grouping of tenants, uses, or owners located in a shopping center, office complex, or industrial complex which utilizes common parking lots, landscaped areas, fire lanes, entrances, and/or signage. Said unified grouping may be located on multiple and separate platted lots or lots of record but may function under a single management system sharing amenities.

Pennant: A wind device usually made of a lightweight plastic, fabric or other material whether or not containing a message of any kind, usually triangular in shape and attached to a single cord.

Pole Sign: A freestanding sign supported by a pole or poles having no guys or braces to the ground or to any other structure.

Political Sign: A temporary sign pertaining to any national, state, county or local election. A sign that contains primarily a political message.

Portable (or moveable) Sign: Those signs that are not firmly attached to the ground, a building, or other structure, and those that can be easily moved or carried about and reused numerous times at different locations.

Primary Signage Wall: The wall determined to be the primary signage wall, subject to its incorporating either the major entrance or the common street address.

Projecting Sign (Blade Sign): An attached sign oriented perpendicular to the face of the building which any part of the sign projects more than twelve (12) inches and does not include a canopy sign or awning sign.

Pylon Sign: A freestanding sign erected on a premise; said sign having two or more poles, shafts, piers, which are solidly affixed to the ground and not attached to a building. The supports, columns, or poles are generally located on the outside of the sign structure with the contents of the sign affixed between the columns.

Reader-board Sign: A changeable copy sign with strips attached to the face of the sign to hold removable displays letters and numerals for the purpose of identifying products sold or services provided by the related business tenant on the same premise.

Real Estate Sign: A temporary sign pertaining to the sale, lease or rental of real property.

Roof Sign: A sign erected upon or above a roof or parapet of a building or structure.

Sandwich Board or Sidewalk Sign: A moveable sign, typically an “A” frame, not secured or attached to the ground or surface which it is located.

Secondary Signage Wall: The wall of a building which is determined to be of secondary importance to the business or establishment occupying the premises, and shall include any wall not designated as a primary wall; and shall not limit the number of secondary signs placed on the building.

Setback: The distance from the property line or right-of-way line of all streets adjacent to the premises on which the sign is located.

Sidewalk Vertical Banner: A banner type sign that is attached to an aluminum or fiberglass rod which is inserted directly into the ground or into a sleeve embedded in the ground or portable base. The flag portion of the sign is attached to a horizontal support at the top and the bottom of the banner, securing it to the rod. This banner is not considered as being a swooper flag.

Sign: Every sign, name, number, identification, description, announcement, declaration, demonstration, device, display, flag, banner, pennant, illustration, logo, balloon, streamer,

valance, advertising display, poster, beacon, light or insignia, affixed directly or indirectly to or upon any building, window, door or outdoor structure, calling attention to any object, product, service, place, or activity.

Sign Area: Calculation means the area of the sign to be computed by drawing a line or lines around the sign in such a way as to form a rectangle oriented horizontally. The sum square footage of these figures shall be considered as the total area of the sign face. A sign face may be single sided or double sided, as with a typical pole sign; however, to calculate the area of a multi-sided sign, the sum of all sides of the sign shall not exceed twice the area specified for sign face.

Sign Box: The rectangle used to calculate the sign area.

Still in Business Sign: A temporary sign to advertise and notify of the continued operation of a business at a site which may experience trauma due to public construction causing a disruption, decreasing visibility or difficulty of access to the site on which the business is located.

Swooper Flag: A banner type sign that is attached to an aluminum or fiberglass rod which is inserted directly into the ground or into a sleeve embedded in the ground or portable base. The flag portion of the sign is attached on one side, permitting the unattached side to move freely in the wind.

Temporary Sign: Any sign constructed of cloth, canvas, plastic, light fabric, wallboard or other material with or without frames intended to be displayed for a limited period of time only.

Vehicular Sign: Any sign attached to a trailer, skid, or similar mobile structure, where the primary use of such structure is to provide a base for such sign or constitute the sign itself.

Vertical Banner: Any sign of a lightweight fabric or similar material that is mounted to a pole in a vertical fashion secured at top and bottom of banner.

Wall Area: The area of the wall from the finished floor elevation (or top of foundation) to the top of the parapet wall or to the bottom of the eave, which ever is highest. This wall area is as shown on the architectural elevation of the wall including glass area and recessed wall areas.

Wall Area, Multistory Building: The sign wall area calculation for multistory buildings shall be based upon the height of the first story (including any mezzanine level).

Wall Sign: A sign which is attached or affixed to the wall of a building or is an integral part of the wall of a building with the exposed face of the sign in a plane parallel to and not extending more than twelve (12) inches from said wall. A wall sign shall not extend above, the wall/parapet to which the sign is attached. For the purpose of this section, awnings, canopy fascias, mansards extending along a building side shall be considered a part of the wall. The roof (including mansard and fake mansard roofs) and roof area are not included in the wall area.

Window Sign: A sign attached to, placed upon or painted on the window or door of a building which is intended for public viewing from the exterior of such building.

## **Section 6-68. ADMINISTRATION & ENFORCEMENT**

- (a) Building Official: The provisions of this article shall be administered and enforced by the building official and such representatives as he may designate. All other officers and employees of the city shall assist and cooperate with the building official in administering and enforcing the provisions of this article.
- (b) Permits required. No sign shall be erected, re-erected, constructed, attached, altered, painted on, or maintained, except as provided by this article and after a permit for the same has been issued by the building official. A separate permit shall be required for a sign for each business entity, and a separate permit shall be required for each group of signs on a single supporting structure. In addition, electrical permits shall be obtained for electric signs.

- (c) Application for permit. The application for a sign permit shall be in a form approved by the Building Official which shall contain the following information:
1. Sign use classification.
  2. Name, address and telephone number of the applicant.
  3. Name, address and telephone number of the owner of the property on which the sign is to be located.
  4. Name, address and telephone number of the lessee the sign is to benefit, if any.
  5. Name, address and telephone number of the person erecting the sign.
  6. Scaled site plan showing:
    - a. location of the building, structure or tract to which or upon which the sign is to be attached or erected,
    - b. the position of the sign in relation to nearby structures or other signs, and
    - c. dimensions of setbacks, building lines, distances between sign and streets and property lines.
  7. Scaled drawing of the sign including the height, width, area, design and text.
  8. Engineered drawings
  9. Such other information as may be requested by the Building Official.
- (d) Fees. Sign permit fees and plan review fees shall be paid in accordance with the sign permit fee schedule established by the Bedford City Council. Sixty-five percent of the sign permit fee shall be charged as a plan review fee.
- (e) Exemptions from Requirement for Permit: A permit shall not be required for erection of any of the following signs; provided, however, such signs shall otherwise comply with all other applicable provisions of the sign code:
1. In all zoning districts, with the exception of residential and multi-family districts, for a sign not exceeding eight (8) square feet in area, which advertises the sale, rental or lease of the premise shall be exempt. The sign shall be removed upon the completion of the sale or lease of the premises.
  2. Nameplates not exceeding one (1) square foot in area.
  3. Construction signs, not exceeding a total of sixteen (16) square feet in area, denoting the architect, engineer or contractor, and placed upon the premises under construction. Said construction signs shall not be placed on the premises prior to construction and shall be immediately removed upon completion of construction.
  4. Occupational signs, not exceeding two (2) square feet in area, denoting only the name and profession of an occupant in a commercial building or public institutional building. There shall not be erected more than one occupational sign per person.
  5. Standard maintenance, painting, repainting or cleaning of an advertising structure or message thereon for an ongoing entity for which no structural changes are required. Painting, repainting or cleaning of an existing advertising structure or message for a new business is not included in this exception. Lighted signs are not included in this exception except for theater marquees and similar signs that are specifically designed for the use of replaceable copy.
  6. Political signs as defined in Section 6-67.
  7. Signs that are permitted through the Zoning Board of Adjustment for Special Events outside sales and storage of merchandise.

8. Non-illuminated commercial directional signs not exceeding four (4) square feet in area or three (3) feet in height, provided that such directional signs do not contain advertising and are not used as such.
  9. "Now hiring" signs. Employment ads are exempt.
  10. Flags, emblems and insignia of any governmental body and decorative displays for holidays or public demonstrations which do not promote or identify any person or the goods and services supplied by a person.
  11. Window signs as defined in Section 6-67.
- (f) Sign Maintenance Required. All signs and sign support structures, together with all of their supports, braces, guys and anchors, shall be kept in good repair and in proper state of preservation. The display surfaces of all signs shall be kept neatly painted or posted at all times.
  - (g) Double permit fee: The permit fee for a sign permit shall be doubled when the installation or alteration of a sign is commenced or completed before the necessary permit is obtained.
  - (h) Time limit for exercise of sign permit: In all cases where a sign permit has been approved, the sign permit shall be obtained and the sign(s) erected within a period not to exceed 180 days from the date of approval. In the event such sign or signs are not erected within this period the permit shall become null and void.
  - (i) Only permitted signs to be erected: No person shall erect, reconstruct, alter, relocate or place any sign within the city except such signs as are permitted by this article. All signs, including the frames, braces or supports thereof, shall be constructed and maintained in compliance with this title, the building and electrical codes, the zoning ordinance and all other applicable ordinances of the city.
  - (j) Inspections: All signs for which permits are required shall be subject to inspection by the building official. Footing inspections may be required by the building official for all signs having footings. All signs containing electrical wiring shall be subject to the provisions of the governing electrical code, and the electrical components used shall bear the label of an approved testing agency. The building official may order the removal of any sign that is not maintained in accordance with the provisions of this section. All signs may be reinspected at the discretion of the building official.
  - (k) Fines for Noncompliance: Violators of any provision of this section shall be subject to fines set forth in this Code and/or signs may be removed by agents and employees of the city and may be either stored or destroyed without liability to the city or its agents or employees. The owner of a sign confiscated by the city may claim the sign if it is still in the custody of the city upon payment to the city of an administrative fee of \$10.00 per sign. Violators are subject to municipal action for signs confiscated by the City and are subject to a fine as provided by State law.
  - (l) Permit Revocable: The Building Official may suspend or revoke any sign permit whenever it is determined that the permit has been issued in error or on the basis of incorrect or false information supplied, or whenever such permit was issued in violation of any provision of this ordinance, any other ordinance of the City, the laws of the State of Texas or the federal government. Such revocation shall be effective when communicated in writing to the person to whom the permit is issued or the owner of the sign or the owner of the premises on which the sign is located. Any sign the subject of a revoked permit shall be immediately removed by the person in control of the sign or premises upon which the sign is located within 15 days of written notice of revocation.
    1. A person may appeal the revocation of the sign permit to the Building and Standards Commission by filing with the Building Official written notice of an intention to appeal within 10 days after receipt of written notice of revocation. The decision of the Building and Standards Commission is final.
    2. Notice of revocation shall be deemed to have been received when deposited in the mail, postage prepaid, addressed to the owner of the premises, the owner of the sign, and the tenant for whose benefit the sign is erected as listed in the permit application.

- (m) *Sign Removal*: The owner of any property upon which any of the following signs are located shall immediately remove the sign upon notice from the Building Official:
1. Any illegal, non-conforming sign.
  2. Any legal, non-conforming sign which has been substantially destroyed or dismantled for any purpose other than maintenance operations or for changing letters, symbols or other matters on the sign. The sign shall be deemed to be substantially destroyed or dismantled if the cost of repairing the sign is more than 60% of the cost of erecting a new sign of the same type at the same location.
  3. Repair of or removal of dilapidated or deteriorated signs. Upon determination by the Building Official that a sign is in a dilapidated or deteriorated condition, the Building Official shall give notice of said determination to the owner of the sign, or the owner of the property on which the sign is erected, and the lessee that the sign is to benefit. Said notice shall further specify a time period in which said dilapidated or deteriorated condition must be corrected. In the event the dilapidated or deteriorated condition is not corrected within the time provided in the notice of the Building Official, then the owner of the property on which said sign is erected and the owner of the sign shall immediately remove the sign.
  4. Removal by City: In the event any owner of property on which a sign is situated fails to comply with any order issued by the Building Official for removal of a sign under the provisions of this ordinance, then the City may undertake to remove said sign in compliance with the order. The owner of the land on which the sign is situated and the owner of the sign shall pay all costs incurred by the City in the removal of the sign.
- (n) *Relief by the Building and Standards Commission*: In order to prevent or lessen practical difficulties and unnecessary hardship inconsistent with the objectives of this article, the Building and Standards Commission may grant relief in the form of a waiver from the regulations prescribed herein relating to the height, area, location or number of signs; in such cases, however, the following circumstances shall be found to apply when granting a waiver:
1. Any waiver granted shall be subject to such conditions as will assure that the waiver thereby granted shall not constitute a special privilege inconsistent with the limitations upon other properties in the vicinity and district in which the subject property is situated; and
  2. Due to special circumstances applicable to the subject property, including size, shape, topography, street frontage, location or surrounding land use, the size or height of the building on which the sign is to be located; the classification of the street or highway on which the sign is located or designed primarily to be viewed from, the strict application of sign regulations is found to deprive subject property of privileges enjoyed by other properties in the vicinity and under identical zone classification.
- (o) *Appeal- Decision of Building Official*: All questions of interpretation and enforcement shall be first presented to the building official and such questions shall be presented to the Building and Standards Commission (established by Section 22-31 of this Code), only on appeal from the decision of the administrative official. Any person aggrieved by any interpretation or by any decision or ruling of the building official under the Sign Ordinance, shall have the right to make an appeal to the Building and Standards Commission. Notice of appeal shall be in writing and must be filed within 30 days. A fee of \$100.00 shall accompany such notice of appeal. Such an appeal shall be considered at a commission meeting and shall be subject to the regulations contained herein for commission meetings.
- (p) *Building and Standards Commission Appeal Hearing*: Within a period of 30 days from the filing of the appeal, the commission shall hear the appeal, together with the testimony of all parties concerned, and render a decision thereon within three (3) days thereafter. In hearing such an appeal, the commission shall not have the power to unconditionally waive or set aside the requirements of the sign ordinance, but shall have the power to interpret its provisions, and in case of alternate signage, shall determine whether such alternate signage is in fact equal to the standards of the sign ordinance, considering adequacy, stability, strength and safety to the public health and welfare.

- (q) **Appeal to District Court:** Any person who may be aggrieved by the decision of the Building and Standards Commission from a public hearing shall have a right of appeal to the District Court within ten (10) days from the date of the commission decision.
- (r) **Precedent of Regulations:** Where the rules and regulations of any other ordinance conflicts with these sign regulations, the regulations contained herein shall prevail and take precedence over any other regulation, including provisions as recorded in any zoning overlay district; however, with the exception of any Planned Unit Development district adopted after the effective day of this sign regulation.

## DIVISION 2. CONSTRUCTION; INSTALLATION

### Section 6-69. GENERAL REGULATIONS

- (a) **Existing Signs:** Each establishment shall be entitled to sign area within the as set forth herein limitations. However, the area of all existing signs to remain on the premises occupied by the establishment shall be reported by the applicant and shall be added to the proposed new sign(s) for comparison with these limitations, which shall govern total sign area, existing and proposed.
- (b) **Setback Limitation:** There shall be a separation of ten feet between stand-alone signs. In addition, no part of any sign shall overhang the property line into the public right-of-way or into the adjacent property.
- (c) **Street Visibility Triangle:** No sign or other advertising structure shall be erected in the 25' by 25' visibility triangle at the intersection of two streets. The street visibility triangle is formed by the property lines and a diagonal line connecting them at points twenty-five feet (25') from the intersection of the property lines in compliance with the provisions of Section 31 (5.7) of the Bedford Zoning Ordinance. Any sign projecting into the visibility triangle shall have a clearance of at least ten feet above the centerline grades of the intersecting streets.
- (d) **Driveway Visibility Triangle:** No sign or other advertising structure shall be erected in the 7' by 60' visibility triangle at the intersection of driveway with a street. The driveway visibility triangle is formed by the property line, the edge of the driveway and a diagonal line connecting a point seven feet (7') along the edge of driveway from the right-of-way and a point 60 feet along the right-of-way line from the edge of driveway. This driveway visibility triangle shall be in compliance with the provisions of Section 31 (5.7) of the Bedford Zoning Ordinance. Any sign projecting into the visibility triangle shall have a clearance of at east ten feet above the centerline grades of the intersecting streets.
- (e) **Traffic hazard:** No sign shall be erected at any location where, by reason of the position, shape or color it may interfere with, obstruct the view of, or be confused with any authorized traffic sign or signal device; or which makes use of the words "stop", "go", "caution", "look", "danger", or any other word, phrase, symbol or character in such a manner as to interfere with, mislead or confuse traffic. Nor shall any person or individual (hawker) carry a temporary sign adjacent to or in a public right-of-way.
- (f) **Pedestrian hazard:** All signs or other advertising structures, which are erected at any point where pedestrians might be endangered, shall have a smooth surface and no nails, tacks or wires shall be permitted to protrude therefrom.
- (g) **Lighting restrictions:** Illuminated signs shall be erected in such a manner as not to interfere with traffic or pose other health or safety hazards.
- (h) **Wind Pressure and dead load requirements:** All signs shall be designed and constructed to withstand wind pressure of not less than 90 mph wind load factor and shall be constructed to receive loads as required by the Building Code.
- (i) **Site plan.** Whenever a site plan is required to be filed, the site plan shall show the proposed location of any signs to be erected on the property and shall define the size and height of the signs with dimensions and elevation views.

- (j) Sign Buffer Area at edge of a building: The edge of a wall sign shall be a minimum distance of one foot from the edge of the building wall or tenant space divider.
- (k) Wall Sign Setback Bonus. Wall signs that are setback from the public street right-of-way over one hundred and fifty feet (150') can increase the maximum primary wall signage size by 25%, and increase it an additional 25% for every additional one hundred feet (100') of setback; up to a maximum of 200% of the allowed sign area (i.e. 20% of the primary wall area) at four hundred and fifty feet (450').
  - 1. Over 150' setback, 125% of allowed sign area, or 12.5% of primary wall area,
  - 2. Over 250' setback, 150% of allowed sign area, or 15% of primary wall area,
  - 3. Over 350' setback, 175% of allowed sign area, or 17.5% of primary wall area,
  - 4. Over 450' setback, 200% of allowed sign area, or 20% of primary wall area\*

\*Under no circumstances shall the primary wall signage exceed 400 square feet regardless of wall size or increased setbacks.
- (l) Required Parking Space: No sign shall be located in a required parking space.

## Section 6-70. SPECIAL SIGN TYPES

- (a) Message Board Signs: are subject to the same size and location restrictions as other signs regulated by this article. In addition, a message board sign is subject to the following restrictions:
  - 1. Any change of pictures or information on the message board sign shall not produce the illusion of moving objects, expanding or contracting shapes, rotation or any similar effect of animation.
  - 2. Any change of pictures or information on the message board sign shall not change more often than once each three seconds for those portions of the sign, which convey time or temperature, or once each three (3) seconds for all other portions of a sign.
  - 3. Message board signs shall only be allowed to be placed in areas zoned "S", "L", "H" or "I" with frontage along the rights-of-way of arterial and collector roadways shown on the Thoroughfare Plan.
  - 4. All applications for message board signs must be accompanied with a certificate of approval of such sign from the state department of transportation in accordance with state law.
    - a. The determination of a health or safety hazard caused by a lighted sign or a message board sign shall be made by the traffic coordinator for the city and shall be controlling.
    - b. Any electrical wiring required for a sign to be lighted shall meet the electrical code of the city as determined by the building official or a designated representative.
    - c. No lighted sign or message board sign shall have a luminance of greater than 300 foot-candles, nor shall any such sign have a luminance greater than 200 foot-candles for any portion of the sign within a circle two feet in diameter. The restriction of luminance in this section shall be determined from any other premises or from any public right-of-way.
- (b) Electronic Graphics Display Signs: shall be permitted by granting of a waiver to the Special Sign Types regulations on a site-specific basis upon approval of the Building and Standards Commission.
- (c) Video Display Signs: shall be permitted by granting of a waiver to the Special Sign Types regulations on a site-specific basis upon approval of the Building and Standards Commission.
- (d) Portable or moveable signs: Determination by the building official or his designated representative as to whether any sign is portable or moveable shall be controlling. It is expressly provided that such signs are prohibited in any residential zoning district or within any right-of-way or city easement within the city. .

The following additional provisions shall apply to portable or moveable signs:

- 1. Only one such sign for each tenant on a multi-use lot or per business on a single use lot shall be permitted for display at one time.
- 2. Signs on a multi-tenant lot shall be separated by a minimum of two-hundred and fifty (250) feet.

3. Any such sign shall be permitted on premises only. No such sign shall exceed a total area of 50 square feet.
4. No such sign shall be lighted. Any such sign may be displayed a maximum of 120 days per calendar year; with a maximum time period of 30 days, and a minimum interval period of 30 days.
5. Written permission from the property owner or management regarding the placement of any sign is required.
6. Any such sign must be located in the required street yard as provided by the setback regulations of the zoning district in which it is placed; and may not be located in any required parking space.
7. Flags, streamers, or pennants shall not be permitted on a portable/moveable sign.

(e) Vehicular Signs.

1. It shall be unlawful to attach any sign to a trailer, skid, or similar mobile structure, where the primary use of such structure is to provide a base for such sign or constitute the sign itself. This provision does not restrict the identification signs on vehicles used for bona fide transportation activity.
2. Sign attached to or upon any vehicle shall be prohibited where any such vehicle is allowed to remain parked in the same location, or in the same vicinity, a period of time in excess of three business days. Specifically, where the intent is apparent to be one of using the vehicle and signs for purposes of advertising an establishment, service or product. Government vehicles and vehicles operating under a city franchise shall be excluded from this provision.
3. Signs placed on or affixed to vehicles and or trailers which are parked on public right-of-way, public property, or private property so as to be visible from a public right-of-way where the apparent purpose is to advertise a product or direct people to a business or activity located on the same or nearby property are prohibited.

(f) Grand Opening. Grand opening events may utilize inflatable objects, pennants, flags and banner signs for a period not to exceed 30 days. Grand opening events are limited to the first 90 days after a certificate of occupancy has been issued. No searchlights or flashing type lights are allowed and are strictly prohibited during these events. When an existing business has substantially remodeled, as determined by the building official, the business will have the option of having a Re-Grand Opening. Permit is required.

(g) "Still in Business" signs: Temporary signage necessary for operation of a business located on site during construction caused by public police authority in which access or visibility of the business is substantially hampered may be approved by the building official upon submitting plans addressing such condition.

1. Shall not exceed 50 square feet in area.
2. A sidewalk vertical banner may be used. The sidewalk vertical banner, including frame, shall not exceed twenty-six (26) inches in width and ten (10) feet in total height.
3. At his/her discretion, the building official may defer such approval to the City Manager's Office or his or her designee. The decision of the City Manager is final.
4. Is exempt from permit fee.
5. Swooper Flag is allowed per Section 6-67 and Section 6-72.
6. Any other temporary approved sign type as described in Section 6-72.

(h) Political Signs:

1. Political signs shall be subject to Section 216.903 of the Local Government Code.
2. No political sign may be placed on public property owned, leased, or controlled by the City of Bedford. Provided, however, this subsection does not prohibit and individual from carrying or displaying political signs, nametags, badges, banners, or other political or campaign materials on public property so long as such activity is conducted in accordance with Chapter 61 and Chapter 85 of the Texas Election Code, as now or hereafter amended. (Ordinance 1454 adopted 10/25/10)

(i) Projecting Signs:

1. One sign shall be allowed to project from the building face for each street-level business.
2. Signs shall not be located above the top of parapet wall or roof eave of a building.
3. Projecting Sign over a pedestrian walkway or drive must be a minimum of eight (8) feet clearance between the grade of the sidewalk or drive and the lowest portion of a Projecting Sign.
4. Signs shall not exceed twenty-five (25) square feet in area.
5. Signs horizontal length shall not exceed thirty-six (36) inches.
6. The near edge of a projecting sign shall be no more than twelve (12) inches from the wall of the building to which the sign is attached.
7. Signs including mounting hardware, shall not project more than forty-eight (48) inches from the wall of the building to which the sign is attached.
8. Individual sign letters shall not exceed twelve (12) inches in height.
9. Projecting signs may be illuminated.
10. Projecting signs shall not include electronic components such as message boards, video and graphic displays.
11. Projecting signs shall not be designed to include changeable copy.
12. A Projecting Sign may not project into the right-of-way.

**Section 6-71. PERMANENT SIGNS**

<b>PERMANENT SIGNS</b>					
<b>TYPE OF SIGN</b>	<b>DISTRICTS PERMITTED</b>	<b>MAXIMUM AREA</b>	<b>MAXIMUM HEIGHT &amp; CLEARANCE</b>	<b>NUMBER OF SIGNS</b>	<b>REQUIREMENTS**</b>
<b>Primary Wall Sign (Attached)</b>	Non-residential* “S”, “L”, “H” & “I”	Two square feet of sign area for each foot of store front width.	Top of parapet wall or roof eave height.  Maximum height of any sign is 6 feet	Not applicable, Signage area can be composed of multiple signs	Min. horizontal and/or vertical separation between signs shall be a minimum of two feet. Also see Setback Bonus.
<b>Secondary Wall Sign (Attached)</b>	Non-residential* “S”, “L”, “H” & “I”	50% of allowed Primary wall sign area	Top of parapet wall or roof eave height	Not applicable, Signage area can be composed of multiple signs	Min. horizontal and/or vertical separation between signs shall be a minimum of two feet.  No sign permitted to face a residential property
<b>Freestanding Freeway Pole</b>	Non-residential “S”, “L”, “H” & “I” (in “HC” must be within 25’ of frontage road)	300 s.f. each side	65 ft. max height with 10 ft. minimum ground clearance	1 freestanding (either pole or monument) sign per street frontage	Not allowed in or projecting into public R.O.W., Secondary sign may only be 50% of height & area of Primary sign

## PERMANENT SIGNS

TYPE OF SIGN	DISTRICTS PERMITTED	MAXIMUM AREA	MAXIMUM HEIGHT & CLEARANCE	NUMBER OF SIGNS	REQUIREMENTS**
<b>Projecting Sign (Blade Sign)</b>	Non-residential* “S”, “L”, “H” & “T”	25 s.f.	Top parapet wall or roof eave height.  Minimum 8 feet clearance off ground.	1 sign per business.	See Section 6-70
<b>Freestanding Freeway Pylon</b>	Non-residential* “S”, “L”, “H” & “T” (in “HC” must be within 25’ of frontage road)	300 s.f. per tenant per parcel not to exceed the maximum height & clearance regulation	65 ft. max height with 20 ft. width with 3 ft minimum ground clearance	1 freestanding pylon sign per street frontage, per platted lot or lot of record	Includes tenants/businesses included on a parcel as defined in <i>Section 6-67</i>  Not allowed in or projecting into public R.O.W.
<b>Freestanding Non-Freeway Pole</b>	Non-residential “S”, “L”, “H” & “T” (except Cheek Sparger Overlay dist)	100 s.f. each side	25 ft. max height with 10 ft. minimum ground clearance	1 freestanding (pole or monument) sign per street frontage, 2 max	Not allowed in or projecting into public R.O.W., Secondary sign may only be 50% of the area of the Primary sign
<b>Freestanding Non-Freeway Pylon</b>	Non-residential* “S”, “L”, “H” & “T” (except Cheek Sparger Overlay dist)	100 s.f. each per tenant per parcel not to exceed the maximum height & clearance regulation	25 ft. max height with 20 ft max width with 3 ft. minimum ground clearance	1 freestanding pylon sign per street frontage, per platted lot or lot of record	Includes tenants/businesses included on a parcel as defined in <i>Section 6-67</i>  Not allowed in or projecting into public R.O.W.
<b>Message Board</b>	Non-residential* “S”, “L”, “H” & “T”, with 183, 121 or 157 frontage	Same as pole sign regulations	Same as pole sign regulations	Same as pole sign regulations	See Section 6-70
<b>Freestanding Monument</b>	Non-residential* “S”, “L”, “H”, & “T”	75 sq. ft.	7 feet	1 (either pole or monument) per street frontage, 2 max	Lighting allowed
<b>Canopy</b> (covering gas pumps, drive thru lanes or parking areas)	Non-residential* “S”, “L”, “H” & “T”	30 square feet per side with maximum of 18 inch letters	Top of canopy fascia	On 3 sides of canopy only	Canopies not considered separate buildings for signage purposes
<b>Mural</b>	Non-residential* “S”, “L”, “H” & “T”	Not applicable	Not applicable	Not applicable	No name, logo, text or slogan. Murals are considered <i>Art</i> , not advertising

## PERMANENT SIGNS

TYPE OF SIGN	DISTRICTS PERMITTED	MAXIMUM AREA	MAXIMUM HEIGHT & CLEARANCE	NUMBER OF SIGNS	REQUIREMENTS**
<b>Enclosed Frame/ Changeable Copy</b>	Non-residential* “S”, “L”, “H” & “T”	12 s.f. with no dimension greater than 4 ft.	Not applicable	2 per wall max., 4 per site max.	Enclosed frame permanently attached to wall
<b>Multifamily Entry Monument</b>	Multifamily: all MD & MF	75 s.f.	7 ft.	1 per “main” entrance	Lighting allowed
<b>Subdivision Entry Monument</b>	All Residentially zoned districts	75 s.f. each	7 ft.	1 pair per “main” entrance	Lighting allowed

\* Non-residential uses that are permitted in residentially zoned districts.

\*\*All signs are subject to setback regulations as set forth in Section 6-69 (b).

**Section 6-72. TEMPORARY SIGNS**

<b>TEMPORARY SIGNS</b>						
<b>TYPE OF SIGN</b>	<b>PERMIT REQ.</b>	<b>DISTRICTS PERMITTED</b>	<b>MAXIMUM AREA</b>	<b>MAX HEIGHT &amp; CLEARANCE</b>	<b>TIME LIMIT</b>	<b>REQUIREMENTS**</b>
<b>Portable</b>	Yes	Non-residential* “S”, “L”, “H” & “I”	50 s.f.	6 ft.	120 days per calendar year, 30 days period maximum, 30 day interval period	1 per tenant or per business on single lot, Separation between other portable signs of 250 ft. On-premises only, No lighting
<b>Horizontal Banner</b>	Yes	Non-residential* “S”, “L”, “H” & “I”	50 s.f.	Highest point of roof, Attached to building	60 days per calendar year, in a minimum of 10 day increments	Only one allowed, No lighting, not used with Portable sign
<b>Vertical Banner</b>	Yes, per each change out	Non-residential* “S”, “L”, “H” & “I”	35 s.f. freeway frontage, 12 s.f. for non-freeway	35 ft. max., 6 ft. min. to bottom of vertical banner	Not applicable	50 ft. min. spacing, 100 ft. min. street frontage, 25’ min. to side prop. Line
<b>New Business “Coming Soon”</b>	Yes	Non-residential* “S”, “L”, “H” & “I”	50 s.f.	Highest point of roof, Attached to building	During lease space finish out, 60 day max. or 30 day max. with no finish out	1 sign per lease space, on building, No lighting
<b>New Business “Now Open”</b>	Yes	Non-residential* “S”, “L”, “H” & “I”	50 s.f.	Highest point of roof, Attached to building	30 days from C.O.	Must be affixed to store front
<b>Pennants</b>	Yes	MF & Non-residential* “S”, “L”, “H” & “I”	Not applicable	Highest point of roof	During event	Only during approved Special Events or Grand Openings

## TEMPORARY SIGNS

TYPE OF SIGN	PERMIT REQ.	DISTRICTS PERMITTED	MAXIMUM AREA	MAX HEIGHT & CLEARANCE	TIME LIMIT	REQUIREMENTS**
<b>Balloons</b> over 24” diameter	Yes	MF & Non-residential* “S”, “L”, “H” & “I”	Not applicable	50 ft.	During event	Only during approved Special Events or Grand Openings
<b>Inflatable objects</b>	Yes	MF & Non-residential* “S”, “L”, “H” & “I”	Not applicable	25 ft.	During event	Only during approved Special Events or Grand Openings
<b>Window</b>	No	Non-residential* “S”, “L”, “H” & “I”	25% of window area	Not applicable	Not applicable	Enclosed frame/changeable copy signs encouraged
<b>Vehicle</b>	No	Not applicable	Not applicable	Not applicable	Not applicable	See Section 6-70
<b>Weekend Builders Advertising</b>	Yes	All	6 s.f.	3 ft.	12 noon Friday till 12 noon Monday, except holidays	25 max., 3 ft. from curb, 200 ft. or 1 block apart, 40 ft. min. from intersection, No lighting
<b>Open House Advertising</b>	Yes	All	4 s.f.	3 ft	Signs can be displayed one hour before and removed within an hour after the “Open House.”	Open houses can be Saturday and Sunday ONLY. A maximum of 5 signs in addition to 1 on premise sign allowed Signs must say, “Open House” with a directional arrow and the company name, logo, and/or home address. Permit sticker must be attached to the signs.
<b>Rent or Lease</b>	No	Residential and Multi-Family Districts	4 s.f.	3 ft	From Friday 5:30 PM till Monday 9:30AM	Can be Saturday and Sunday ONLY. A maximum of 5 on premise signs allowed. Signs must say, “For Rent” or “For Lease”.

## TEMPORARY SIGNS

TYPE OF SIGN	PERMIT REQ.	DISTRICTS PERMITTED	MAXIMUM AREA	MAX HEIGHT & CLEARANCE	TIME LIMIT	REQUIREMENTS**
<b>Political</b>	See Section 6-70 (i)	See Section 6-70 (i)	See Section 6-70 (i)	See Section 6-70 (i)	See Section 6-70 (i)	See Section 6-70 (i)
<b>Church, charity &amp; civic, <u>On-Premises</u></b>	Yes, but no fee	All	50 s.f.	15 ft.	10 days prior to event & during event, 30 days max.	On private property, not on R.O.W., No lighting, Removed 24 hr. after event
<b>Church, charity/civic, <u>Off-Premises</u></b>	Yes, but no fee	All	12 s.f.	3 ft.	10 days prior to event & during event, 30 days max.	On private property, not on R.O.W., No lighting, Removed 24 hr. after event
<b>Decorative Flag</b> (color only, Logo allowed, no text allowed)	No	MF	6 s.f.	25 ft. max., 6 ft. min. to bottom of flag	Not applicable	Street frontage 0-150' 4 flags 151-200' 5 flags 201-250' 6 flags 251-300' 7 flags over 300' 8 flags
<b>Real Estate Land Sale</b>	Yes	All	100 s.f.	15 ft.	Remove prior to development	1 acre min., 2 sign max., 1 sign per frontage, No lighting
<b>Residential Construction</b>	Yes	all Residential Districts, MD & MF	100 s.f.	15 ft.	Till project 80% complete	1 sign per major existing street frontage, No lighting
<b>Multifamily Units for Rent or Lease Banner</b>	Yes	Multifamily: all MD & MF	50 s.f.	Highest point of roof on building, or 15 ft. max. for free-standing signs	180 days per year, in 10 day periods	1 per street frontage maximum 2, No lighting
<b>Commercial Complex Sale or Lease Free-Standing</b>	Yes	Non-residential* "S", "L", "H" & "I"	50 s.f.	6 ft.	Complex sold or leased	1 sign, No lighting
<b>"Still in Business" Sign</b>	See Section 6-70 (g)	See Section 6-70 (g)	See Section 6-70 (g)	See Section 6-70 (g)	See Section 6-70 (g)	See Section 6-70 (g)
<b>Com. Unit(s) Sale or Lease Wall Sign</b>	Yes	Non-residential* "S", "L", "H" & "I"	50 s.f.	Highest point of roof	Unit sold or leased	1 sign per unit, No lighting
<b>Swooper Flag</b>	Yes	See Section 6-70 (g)	See Section 6-70 (g)	See Section 6-70 (g)	See Section 6-70 (g)	See Section 6-70 (g)

## TEMPORARY SIGNS

TYPE OF SIGN	PERMIT REQ.	DISTRICTS PERMITTED	MAXIMUM AREA	MAX HEIGHT & CLEARANCE	TIME LIMIT	REQUIREMENTS**
<b>New Commercial Building</b>	Yes	Non-residential* “S”, “L”, “H” & “I”	100 s.f.	15 ft.	Till 80% complete	1 sign per major ex. street frontage, Lighting allowed

\* Non-residential uses that are permitted in residentially zoned districts.

\*\*All signs are subject to setback regulations as set forth in Section 6-69 (b).

### **Section 6-73. EXEMPTED SIGNS**

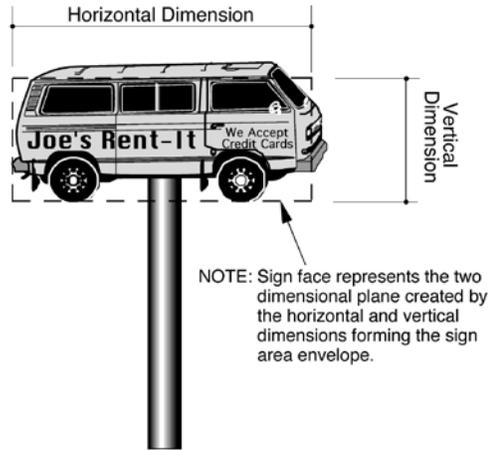
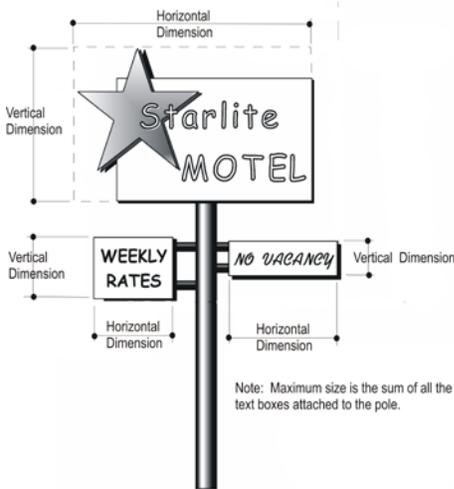
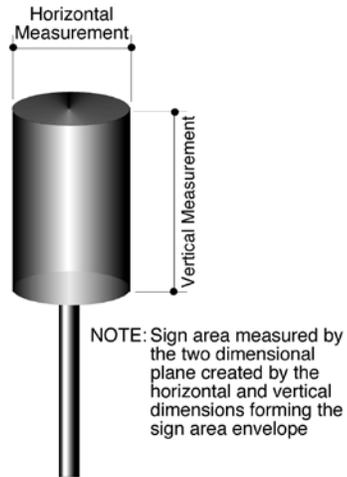
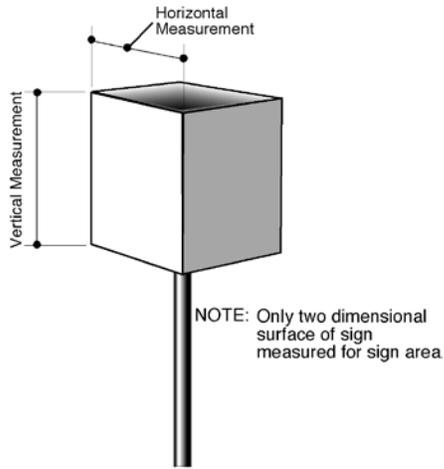
The following types of signs are exempted from the sign regulations. These signs are not required to submit a sign application, are not required to be permitted and not required to pay a permit or review fee.

- (a) Traffic control signs erected by the City or state.
- (b) Directional signs less than four square feet (4 s.f.) in area and less than three feet (3') in height.
- (c) Menu board signs for drive-thru lanes at restaurants.
- (d) Gasoline pricing signs less than fifteen square feet (15 s.f.)
- (e) US, Texas or Patriotic Flags
- (f) Window signs as defined in Section 6-67
- (g) Signs that are allowed by approval of the Zoning Board of Adjustment for Special Events or for outside sales and storage of merchandise.
- (h) Balloons less than 24 inches in diameter

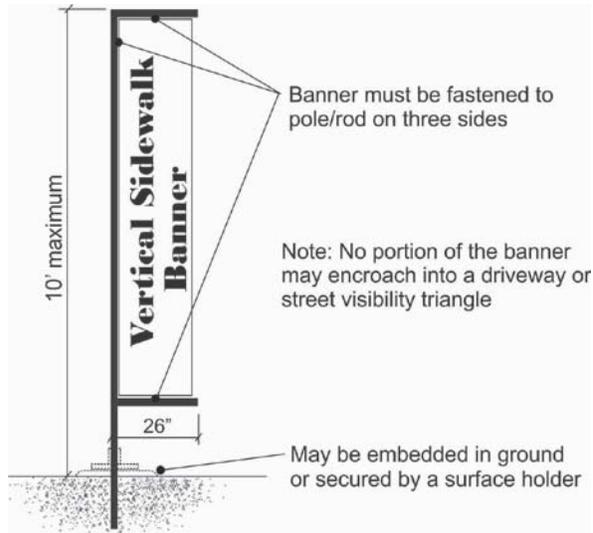
### **Section 6-74. PROHIBITED SIGNS**

- (a) Off-Premises advertising sign (billboard), except as otherwise permitted.
- (b) Roof signs, however, signs are allowed on building towers or other architectural features of the building.
- (c) Search lights or flashing lights (other than Message Board signs).
- (d) Signs on utility poles

## Pole Sign Measurement Examples

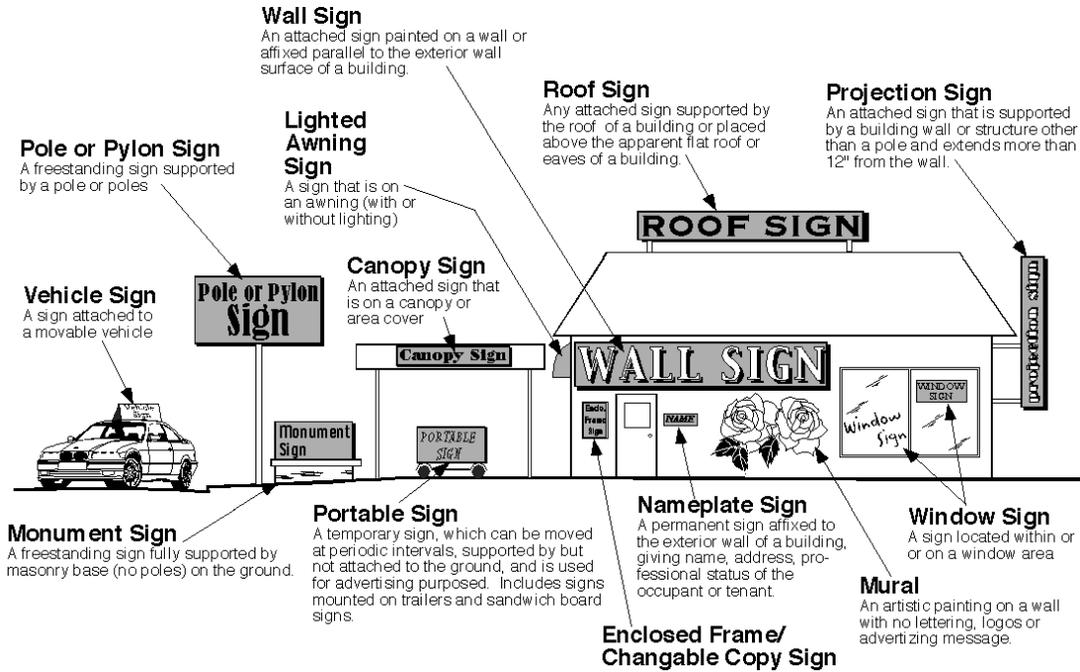


## Sidewalk Vertical Banner

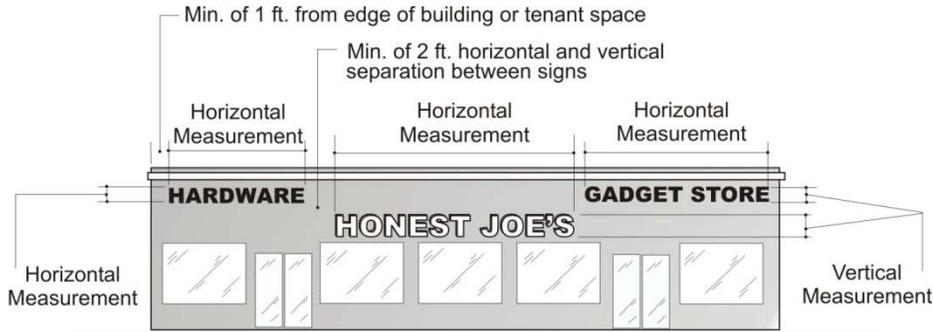


# Sign Types Graphic

## Sign Graphics



## Wall Sign Example



NOTE: Two sq.ft. of sign area for each one linear foot of store front or tenant front



# Council Agenda Background

**PRESENTER:** Jacquelyn Reyff, Planning Manager

**DATE:** 11/12/13

**Council Mission Area:** Foster economic growth.

**ITEM:**

Public hearing and consideration of an ordinance to rezone a portion of the property known as Lot 1R1, Block 1, Harwood Hills Village Addition, located at 3354 Harwood Road, Bedford, TX, from Planned Unit Development (PUD) to Amended PUD, Site Plan Modification in the Master Highway Corridor Overlay District (MHC), specifically for the operation of a Tom Thumb Fuel Station; declaring that this ordinance be cumulative of all other ordinances; providing for a severability clause; providing for a penalty; and declaring an effective date. The property is generally located south of Harwood Road and west of State Highway 121. (Z-240)

**City Attorney Review:** N/A

**City Manager Review:** \_\_\_\_\_

**DISCUSSION:**

The applicant is proposing to locate a Tom Thumb Fuel Station at 3354 Harwood Road at the corner of Harwood Road and State Highway 121 in the Harwood Hills Village Shopping Center. Their plan is to demolish the existing shuttered fuel station and build a new fuel station and kiosk.

Previously, this property was a 7-Eleven Gas Station, which closed in March of 2009. Since that time, the site has remained underutilized and shuttered.

The property is zoned Planned Unit Development (PUD). A PUD zoning district is established to provide for development of shopping centers, which may be planned, developed, and operated as integral land use units either by a single owner or combination of owners. A Tom Thumb Fuel Station is a permitted use within the PUD when the zoning for the property has been amended.

The PUD for the Harwood Hills Village Shopping Center does not include specific design standards, but most closely follows the H, Heavy Commercial zoning standards. Additionally, this property is located in the Master Highway Corridor Overlay District, which has specific design standards.

All setbacks including front yard, side yard, rear yard, and height meet the Zoning Ordinance.

Ingress and egress is accomplished through existing curb cuts, with one along Harwood Road and the other along State Highway 121.

Curb stops are shown on the site plan for the three parking spaces that are "head-in" to the landscaped area near the kiosk. These curb stops shall be placed so that the overhang of a vehicle is contained totally within the limits of the parking space.

Both entrance drives from State Highway 121 and Harwood Road are accented with decorative street pavers, and are clearly detailed on the site plan. As such, 10% of the parking area is dedicated to decorative street treatment as required by the Zoning Ordinance.

The site is 40,008 SF and of that, 20% is required to be landscaped or 8,002 SF. The landscaping plan indicates 10,037 SF or 25% of landscaping will be provided, which is in excess of the 20% required.

The 30-foot landscape buffer along the State Highway 121 frontage road contains trees of three inch caliper and 12 feet in height planted on 30-foot centers. Additionally, shrubs, berms, or a

combination thereof, are provided between the trees such that a screen of a minimum of three feet in height shall screen the parking areas as indicated on the Landscape Plan. Seven street trees are required and seven street trees are provided. 57 new shrubs will be provided in the front yard between the curb cuts on Harwood Road and the State Highway 121 Frontage Road. A 30-foot landscape buffer is provided in the front yard area.

The exterior elevations for the canopy and kiosk are primarily stucco in material along with brick accenting, which meets the zoning requirement that building exteriors shall be constructed of 100% masonry material, exclusive of windows and doors, including the area above the first-floor ceiling-plate line. The colors of the exterior materials is of earth tones and shall be understood to consist of darker and pastel shades of the color spectrum, which may generally be found in the natural environment. The colors are a match of the existing Tom Thumb grocery store in the shopping center in which this fuel station will be located. A color palette has been included by the applicant and will be available at the meeting.

The ground-mounted equipment will be screened from view. The vents for the gas pumps will be screened as well by the new shrubbery located in the front yard.

The roof of the canopy provides a variation of the roofline for architectural relief. Mechanical equipment located on roofs shall be screened from view from any public right-of-way.

The canopy system provides columns constructed of similar masonry material as the primary structure.

The Site Plan provides a Lighting Plan detailing the layout of fixtures, elevations, lamp type, and average maintained illumination of each fixture. The exterior lighting fixtures shall not exceed a maximum height of 30 feet, and shall direct light toward the ground.

**Comprehensive Plan:**

The Comprehensive Plan indicates the location of 3354 Harwood Road to be commercial. Therefore, the proposed use of a Tom Thumb Fuel Station at this location would not conflict with the Comprehensive Plan.

This item was approved by the Planning and Zoning Commission at their October 10, 2013 meeting by a vote of 7-0-0 with no stipulations.

**RECOMMENDATION:**

Staff recommends the following motion:

Approval of an ordinance to rezone a portion of the property known as Lot 1R1, Block 1, Harwood Hills Village Addition, located at 3354 Harwood Road, Bedford, TX, from Planned Unit Development (PUD) to Amended PUD, Site Plan Modification in the Master Highway Corridor Overlay District (MHC), specifically for the operation of a Tom Thumb Fuel Station; declaring that this ordinance be cumulative of all other ordinances; providing for a severability clause; providing for a penalty; and declaring an effective date. The property is generally located south of Harwood Road and west of State Highway 121. (Z-240)

**FISCAL IMPACT:**

N/A

**ATTACHMENTS:**

Ordinance  
Exhibit A – Site Plan  
24x36 drawings (separate attachment)  
Application  
Zoning Map of Referenced Property  
October 10, 2013 Planning & Zoning Minutes  
Copy of Legal Ad Published in Star Telegram

**ORDINANCE NO. 13-**

**AN ORDINANCE TO REZONE A PORTION OF THE PROPERTY KNOWN AS LOT 1R1, BLOCK 1, HARWOOD HILLS VILLAGE ADDITION, LOCATED AT 3354 HARWOOD ROAD, BEDFORD, TEXAS, FROM PLANNED UNIT DEVELOPMENT (PUD) TO AMENDED PUD, SITE PLAN MODIFICATION IN THE MASTER HIGHWAY CORRIDOR OVERLAY DISTRICT (MHC), SPECIFICALLY FOR THE OPERATION OF A TOM THUMB FUEL STATION; DECLARING THAT THIS ORDINANCE BE CUMULATIVE OF ALL OTHER ORDINANCES; PROVIDING FOR A SEVERABILITY CLAUSE; PROVIDING FOR A PENALTY; AND DECLARING AN EFFECTIVE DATE. THIS PROPERTY IS GENERALLY LOCATED SOUTH OF HARWOOD ROAD AND WEST OF STATE HIGHWAY 121. (Z-240)**

**WHEREAS, it is deemed expedient and for the benefit of the City of Bedford, Texas, that the Comprehensive Zoning Ordinance be rezoned for a portion of the property known as Lot 1R1, Block 1, Harwood Hills Village Addition, located at 3354 Harwood Road, Bedford, Texas, from Planned Unit Development (PUD) to Amended PUD , Site Plan Modification in the Master Highway Corridor Overlay District (MHC), specifically to allow for the operation of a Tom Thumb Fuel Station. The property is generally located south of Harwood Road and west of State Highway 121. (Z-240)**

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF BEDFORD, TEXAS:**

**SECTION 1. That the recitals above are found to be true and correct, and are incorporated herein.**

**SECTION 2. That Section 2 of the Zoning Ordinance be amended and the map designated "ZONING MAP-CITY OF BEDFORD, TEXAS" be revised and amended so that the land described as:**

**A portion of the property known as Lot 1R1, Block 1, Harwood Hills Village Addition, and located at 3354 Harwood Road, Bedford, Texas, shall be shown as approved by this ordinance.**

**SECTION 3. That the Site Plan attached hereto as Exhibit "A" is approved as a component of this amended ordinance approval. Any revisions to the property that deviate from the Site Plan attached hereto shall require an amendment to this ordinance.**

**SECTION 4. That approval of amending the Planned Unit Development and Site Plan Modification is subject to no stipulations.**

**SECTION 5. That from and after the final passage of this ordinance, the land described herein shall be subject to the regulations and uses of an Amended Planned Unit Development including Site Plan Modification in the Master Highway Corridor Overlay District.**

**SECTION 6. That this ordinance shall be cumulative of all provisions of other ordinances of the City of Bedford, Texas, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances, in which event the conflicting revisions of such ordinances are hereby repealed.**

**SECTION 7. That it is hereby declared the intention of the City Council of the City of Bedford, Texas, that the phrases, clauses, sentences, paragraphs, and sections of this ordinance are severable, and if any phrase, clause, sentence, paragraph, or section of this ordinance shall be declared unconstitutional or invalid by the valid judgment or decree of any court of competent jurisdiction, such unconstitutionality or invalidity shall not affect any of the remaining phrases, clauses, sentences, paragraphs and sections of this ordinance, since the same would have been enacted by the City Council without the incorporation in this ordinance of any such unconstitutional phrase, clause, sentence, paragraph or section.**

**SECTION 8. That any person, organization, corporation, partnership or entity that violates, disobeys, omits, neglects or fails to comply with the provisions of this ordinance shall be fined not more than two thousand dollars (\$2,000.00) for each offense or**

**ORDINANCE NO. 13-**

violation. Each day that an offense or violation occurs shall constitute a separate offense.

**SECTION 9.** That this Ordinance shall take effect immediately from and after its passage in accordance with the provisions of the Charter of the City of Bedford and the laws of the State of Texas.

**PRESENTED AND PASSED** this 12th day of November, 2013 by a vote of \_\_\_ ayes, \_\_\_ nays and \_\_\_ abstentions, at a regular meeting of the City Council of the City of Bedford, Texas.

\_\_\_\_\_  
**Jim Griffin, Mayor**

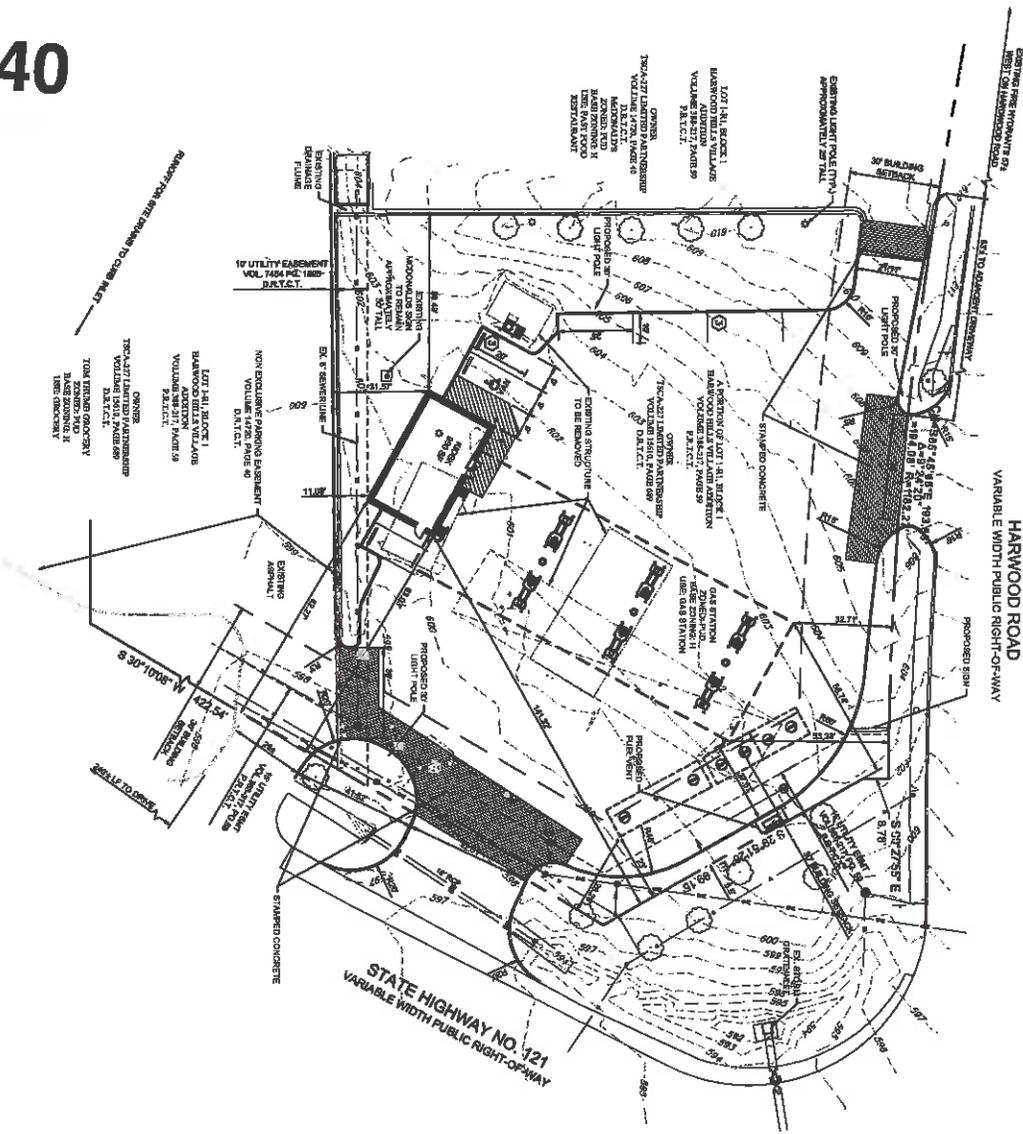
**ATTEST:**

\_\_\_\_\_  
**Michael Wells, City Secretary**

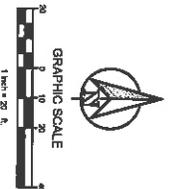
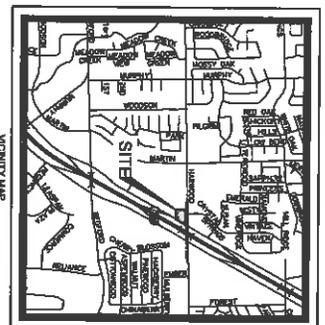
**APPROVED AS TO FORM:**

\_\_\_\_\_  
**Stan Lowry, City Attorney**

# Z-240




**City of Bedford Texas**  
 Development Department  
 Planning and Zoning  
 10-03-13 P03:25 IN  
**RECEIVED**



SITE DATA TABLE	
PARKING REQUIRED	8 SPACES (1 ADA)
PROPOSED PARKING SPACES	8 SPACES (1 ADA)
IMPERVIOUS CALCULATIONS	
TOTAL SITE AREA	40,200 SF (0.922 AC)
EXISTING IMPERVIOUS AREA	27,434 SF (0.624 AC)
PROPOSED IMPERVIOUS AREA	28,221 SF (0.643 AC)
TOTAL SF OF PAVING	27,281 SF
TON REQUIRED DECORATIVE PAVEMENT	2,788 SF
DECORATIVE PAVEMENT PROVIDED	2,882 SF

LIGHTING INFORMATION	
QUANTITY - SPACES AREA LUMINAIRE TYPE 3	170 WATTS
AVERAGE SYSTEM WATTS	180
TOTAL LEDS	15,204
LUMINAIRE INITIAL ABSOLUTE LUMENS	15,204

LIGHT SHALL BE DIRECTED VIA COMPARISON DIRECTOR.

**TOM THUMB FUEL STATION**  
 OWNER:  
 TSCA-227 LIMITED PARTNERSHIP  
 P.O. BOX 683000  
 RICHARDSON, TEXAS 75083-8000  
 PHONE: 972.269.8440

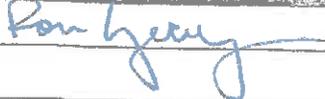
ENGINEER:  
 CLAYMOORE ENGINEERING, INC.  
 1105 CHERK SPARGER ROAD  
 COLLETVILLE, TX 76034  
 PHONE: 817.281.0572  
 CONTACT: CLAY CRISTY

NO.	DATE	REVISION	BY

**TOM THUMB FUEL STATION**  
 3354 HARWOOD ROAD  
 BEDFORD, TX

**CLAYMOORE ENGINEERING**  
 1105 CHERK SPARGER ROAD  
 COLLETVILLE, TX 76034  
 PHONE: 817.281.0572  
 CONTACT: CLAY CRISTY

**Z-240****City of Bedford  
Change of Zoning Application**Date 06/13/2012

Applicant Name (Print): Ron Yeary SC Company (\*Signature):   
 Address: 6125 Sherry Lane Dallas, TX 75225  
 Telephone number: 214.365.4633 Fax number: \_\_\_\_\_

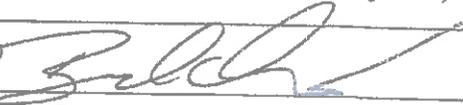
I, the undersigned owner, or \_\_\_\_\_ (*Option Holder, etc.*) of the following described real property located in the City of Bedford, Texas, hereby make application for a change of zoning classification:

From: N/A To: N/A

as provided in the City of Bedford Zoning Ordinance. I hereby certify that there are no existing dwellings or other buildings located on the property which would not conform to the construction standards, of the zoning classification being proposed, except as provided in Section 2.3, Nonconforming Lots, Nonconforming Uses of Land, Nonconforming Structures & Nonconforming Uses of Structures & Premises of the City of Bedford Zoning Ordinance.

Legal Description: Lot 1-R1 Block 1 Addition HARWOOD HILLS VILLAGE  
 Tract \_\_\_\_\_ Abstract \_\_\_\_\_ Survey \_\_\_\_\_ to the City of Bedford, Texas.  
 Street Address 3354 HARWOOD ROAD

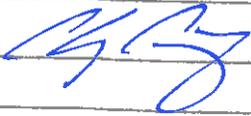
Fee: (\$150.00 plus \$75.00 per acre over one.)  $\$150.00 + \$75.00 \times 0.92 = 150.00$   
 Payable by cash, Visa, MasterCard, or check made out to the City of Bedford. (ft of acres) (total fee)

Property Owner (if not applicant): (\*Signature)   
 (Print name) Brad Guine, Guine and Associates, Inc., agent for Property Owners

(Company name) TSCA-227 Limited Partnership

(Street Address, City, State & Zip Code) P.O. Box 833009 Richardson, Tx 75083-3009

(Telephone number) 972.669.8440 (FAX number) \_\_\_\_\_

Land Planner/Engineer/Surveyor: (\*Signature) 

(Print Name) Clay Cristy

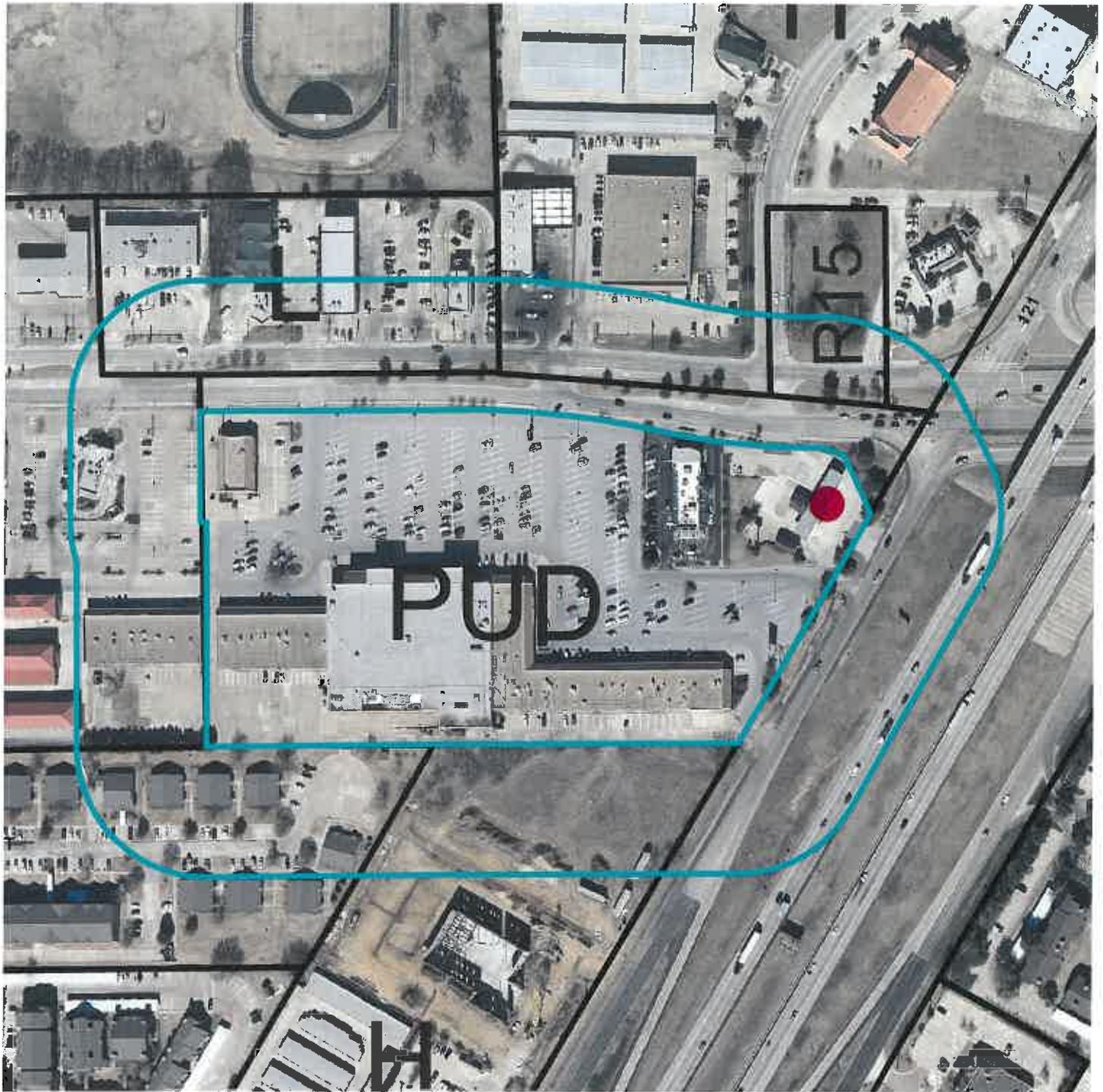
(Company Name) ClayMoore Engineering, Inc.

(Street Address, City, State & Zip Code) 1105 Cheek Sparger Road Suite 1 Colleyville, TX 76034

(Telephone number) 817.281.0572 (FAX number) \_\_\_\_\_

\*Signatures certify that all information provided is true and correct.

(Please indicate sole contact for the City purposes with an arrow "⇒".)



## City of Bedford, Texas

Hearing Date: 10-10-13      Z-240

Address: 3354 HARWOOD RD  
Addition: HARWOOD HILLS VILLAGE ADDITION  
Bedford, TX 76021

SUBNUM:    BLOCK: 1    LOT: 1R1



-  Parcel Boundary
-  Subject Parcel and Buffer

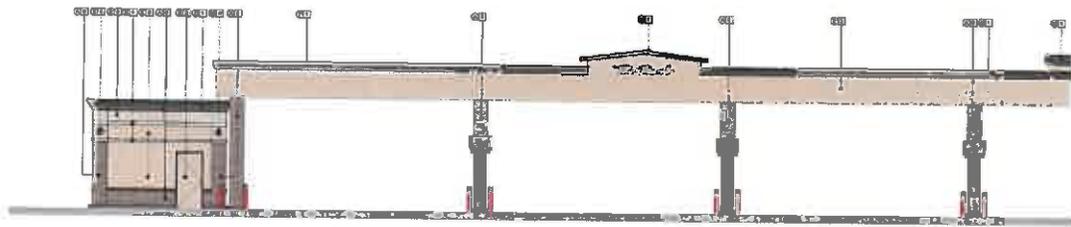
**DISCLAIMER**  
The City of Bedford makes no representation or warranty as to the accuracy of this map and its information or to its fitness for use. Any user of this map product accepts the same AS IS, WITH ALL FAULTS, and assumes all responsibility for the use thereof, and further agrees to not hold the City of Bedford liable from any damage, loss, or liability arising from any use of the map product. Independent verification of all information contained on this map should be obtained by the end user.



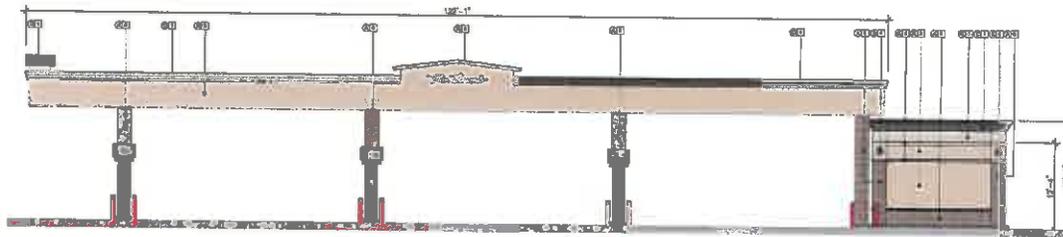


Z-240

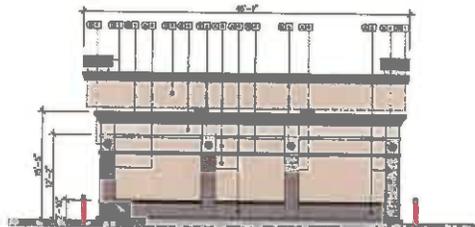
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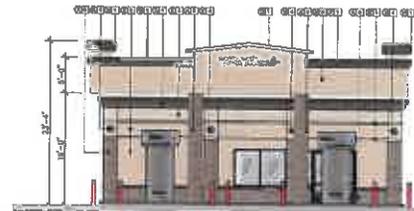
3 WEST CANOPY ELEVATION  
1/8" = 1'-0"



4 EAST CANOPY ELEVATION  
1/8" = 1'-0"



1 SOUTH CANOPY ELEVATION  
1/8" = 1'-0"



2 NORTH CANOPY ELEVATION  
1/8" = 1'-0"

Legend: Point Color Scheme

1	Orange - 104 104 (Orange) 104 (Orange)	2	Dark Gray - 202 202 (Dark Gray) 202 (Dark Gray)	3	Black - 01A 01A (Black) 01A (Black)
4	Blue - 01A 01A (Blue) 01A (Blue)	5	Light Gray - 101 101 (Light Gray) 101 (Light Gray)	6	Dark Gray - 202 202 (Dark Gray) 202 (Dark Gray)
7	Dark Gray - 202 202 (Dark Gray) 202 (Dark Gray)	8	Dark Gray - 202 202 (Dark Gray) 202 (Dark Gray)	9	Dark Gray - 202 202 (Dark Gray) 202 (Dark Gray)



FUEL CENTER

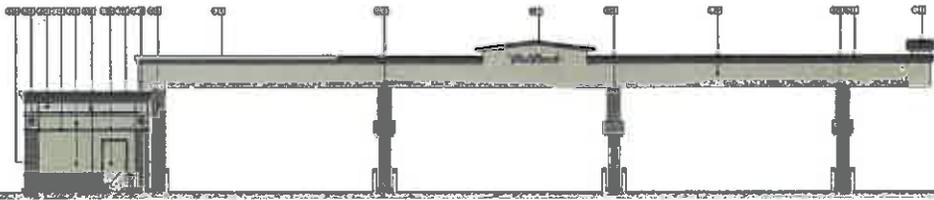
Residential Form This and other products from

TOM THILM'S FUEL STORE #255  
BEDFORD, TEXAS  
ACTIVITY # 26-000-000-000  
MAY 2013  
TOM THILM'S FUEL CENTER

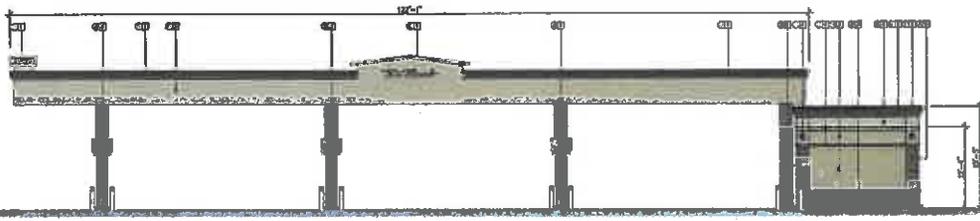
DATE	DESCRIPTION

PROPOSED  
FUEL  
CENTER  
ELEVATIONS

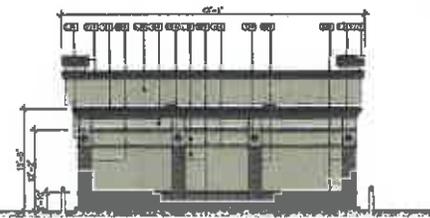
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XA-202



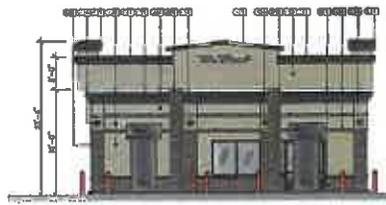
**3 WEST CANOPY ELEVATION**  
1/8"=1'-0"



**4 EAST CANOPY ELEVATION**  
1/8"=1'-0"



**1 SOUTH CANOPY ELEVATION**  
1/8"=1'-0"



**2 NORTH CANOPY ELEVATION**  
1/8"=1'-0"

**Legend: Paint Color Scheme**

- |  |  |   |
|--|--|---|
| <b>1</b> Gargoyle - BM 1546 (Benjamin Moore Paint)     | <b>3</b> Bungalow Taupe - DE 6172 (Dunn Edwards Paint) | <b>5</b> Black - DEA 187 (Dunn Edwards Paint) |
| <b>2</b> Desert Gray - BM HC-83 (Benjamin Moore Paint) | <b>4</b> Grant Beige - BM HC-83 (Benjamin Moore Paint) | <b>6</b> Brick to match Tom Thumb             |
- NOT USED**
- |                       |                 |
|-----------------------|-----------------|
| <b>A</b> Brick Veneer | <b>D</b> Metal  |
| <b>B</b> Cast Stone   | <b>E</b> Stucco |
| <b>C</b> EIFS         |                 |

City of Bedford Texas  
Development Department  
Planning and Zoning  
09-04-13P01:40 RCVD  
**RECEIVED**

**TOM THUMB FUEL STATION**  
3354 HARWOOD ROAD  
BEDFORD, TX

**Z-240**

Brick to match Tom Thumb

Grant Beige - BM HC-83 (Benjamin Moore Paint)

Bungalow Taupe - DE 6172 (Dunn Edwards Paint)

Gargoyle - BM 1546 (Benjamin Moore Paint)

Black - DEA 187 (Dunn Edwards Paint)

Black - DEA 187 (Dunn Edwards Paint)

Black - DEA 187 (Dunn Edwards Paint)

10-01-13P11:24 RCVD

THIS PROPERTY IS UP FOR  
**ZONING  
CHANGE**  
FOR INFO CALL  
CITY OF ALBANY PLANNING  
AND ZONING DEPT. AT:  
**(877) 952-2137**

**Z-240**

**PLANNING AND ZONING COMMISSION  
MEETING MINUTES OF OCTOBER 10, 2013**

**APPROVED**

Chairman Stroope opened the public hearing at 7:16 PM, and there being no one to speak, closed the public hearing at 7:16 PM.

The Commission discussed the application.

Motion: Commissioner Carlson made a motion to approve Zoning Case Z-237 with the following stipulation:

The Specific Use Permit shall be granted to the specific named business "Goodwill Donation Station" and shall not run with the land or be applicable to any subsequent user.

Commissioner Austin seconded the motion, and the vote was as follows:

Ayes: Commissioners Hall, Carlson, Austin, Pierson, Vice Chairman Reese,  
Chairman Stroope

Nays: Commissioner Sinisi

Abstention: None

Motion approved 6-1-0. Chairman Stroope declared the motion approved.

-  3. **Zoning Case Z-240, public hearing and consideration of a request to rezone a portion of Lot 1R1, Block 1, Harwood Hills Village Addition, located at 3354 Harwood Road, Bedford, Texas; from "PUD" Planned Unit Development to Amended "PUD" Planned Unit Development, site plan modification in the Master Highway Corridor Overlay District (MHC), specifically for the operation of a Tom Thumb Fuel Station. The property is generally located south of Harwood Road and west of State Highway 121.**

Chairman Stroope recognized William Syblon, Development Director, who reviewed Zoning Case Z-240.

Chairman Stroope recognized Ron Yeary, 6125 Sherry Lane, Dallas, Texas who was there to present this application.

Chairman Stroope opened the public hearing at 7:32 PM, and there being no one to speak, closed the public hearing at 7:32 PM.

The Commission discussed the application.

Motion: Commissioner Hall made a motion to approve Zoning Case Z-240.

Commissioner Pierson seconded the motion and the vote was as follows:

Motion approved 7-0-0. Chairman Stroope declared the motion approved.

4. **Site Plan Case S-058, public hearing and consideration of a site plan request for HEB Cancer Center. The property is zoned "H", Heavy Commercial; the address is 1609 Hospital Parkway; and the legal description is Lot 2R1, Block 1, Harris Methodist Health Systems, and a portion of Abstract 1392, Tract 1C1, Wallace W. Smith Survey.**



CITY OF  
**BEDFORD**

2000 Forest Ridge Drive - Bedford, TX 76021  
(817)952-2100 [www.bedfordtx.gov](http://www.bedfordtx.gov)

October 16, 2013

**PLEASE DELIVER TO:**

Legal Publications  
Attn: Christine Lopez  
Fort Worth Star-Telegram  
400 West 7<sup>th</sup> Street  
Fort Worth, TX 76102

SENT VIA E-MAIL: [clopez@star-telegram.com](mailto:clopez@star-telegram.com) on Wednesday, October 16, 2013

**FROM:**

City of Bedford

Yolanda Alonso, Planning and Zoning

Dear Christine,

Please publish the following in "Legal Notices" Friday, October 18, 2013.

**MESSAGE:**

**CITY OF BEDFORD  
PUBLIC HEARING**

The City of Bedford City Council gives notice of a public hearing on Tuesday, November 12, 2013 at 6:30 PM, at City Hall, Council Chamber, 2000 Forest Ridge Drive, Building A, Bedford, Texas:

Public hearing and consideration of an ordinance to rezone a portion of Lot 1R1, Block 1, Harwood Hills Village Addition; located at 3354 Harwood Road, Bedford, Texas; from "PUD" Planned Unit Development to Amended "PUD" Planned Unit Development, site plan modification in the Master Highway Corridor Overlay District (MHC), specifically for the operation of a Tom Thumb Fuel Station. The property is generally located south of Harwood Road and west of State Highway 121 (Z-240).

Public hearing and consideration of a resolution for a site plan for HEB Cancer Center. The property is zoned "H", Heavy Commercial; the address is 1609 Hospital Parkway; and the legal description is Lot 2R1, Block 1, Harris Methodist Health Systems, and a portion of Abstract 1392, Tract 1C1, Wallace W. Smith Survey. The property is generally located south of State Highway 183 and east of Central Drive (S-058).

All interested citizens will be given the opportunity to speak and be heard.

## Alonso, Yolanda

---

**From:** Lopez, Christine [clopez@star-telegram.com]  
**Sent:** Wednesday, October 16, 2013 10:44 AM  
**To:** Alonso, Yolanda  
**Subject:** Re: Legal Notice Ad CC 111213 Z240 S058

ad received :)  
Christine

**Christine Lopez**  
Legal Representative  
Fort Worth Star-Telegram  
Phone: 817 - 390 -7522

Star-Telegram Media Services & DFW Online Network  
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On Wed, Oct 16, 2013 at 10:40 AM, Alonso, Yolanda <[Yolanda.Alonso@bedfordtx.gov](mailto:Yolanda.Alonso@bedfordtx.gov)> wrote:

Good Morning Christine,

Please publish the attached ad in the October 18, 2013, "Legal Notices" section of the newspaper.

Thank you.

--  
Yolanda Alonso  
Planning and Zoning Coordinator  
**City of Bedford**  
2000 Forest Ridge Drive, Bedford, Texas 76021  
Office: [817-952-2137](tel:817-952-2137) | Fax: [817-952-2210](tel:817-952-2210) | [Yolanda.Alonso@bedfordtx.gov](mailto:Yolanda.Alonso@bedfordtx.gov)



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# Council Agenda Background

**PRESENTER:** Jacquelyn Reyff, Planning Manager

**DATE:** 11/12/13

**Council Mission Area:** Foster economic growth.

**ITEM:**

Public hearing and consideration of a resolution approving a site plan for the property known as Lot 2R1, Block 1, Harris Methodist Health Systems and a portion of Abstract 1392, Tract 1C1, Wallace W. Smith Survey, located at 1609 Hospital Parkway, Bedford, TX, specifically for the HEB Cancer Center. The property is generally located south of Harwood Road and west of State Highway 121. (S-058)

**City Attorney Review:** N/A

**City Manager Review:** \_\_\_\_\_

**DISCUSSION:**

The applicant proposes to locate a new 39,250 SF, HEB Cancer Center at 1609 Hospital Parkway across the street from Texas Health Resources (HEB) Hospital. The existing property is a green field with no improved structures on it.

The property is owned by Texas Health Harris Methodist Hurst-Eules-Bedford Hospital and will remain as such. The Cancer Center will be built and leased by separate ownership.

The Center will be utilized much like the medical professional building to the north. Those using the Center will be coming to doctor and treatment appointments.

The location of the Cancer Center positions it south of an existing medical professional building and to the west of HEB Hospital. It will be an additional medical office use building in an already bustling medical district campus in the City. The property is located within the HEB Hospital campus, bordered on two sides by Hospital Parkway and Central Park Boulevard. The 39,250 SF building will front to Hospital Parkway.

The property is zoned H, Heavy Commercial. The Heavy Commercial Zoning District is established to provide for development of retail and commercial uses, including higher intensity commercial uses. A Cancer Center is a permitted use within the Heavy Commercial Zoning District once site plan approval occurs due to it being over three acres in size.

As indicated on the Site Plan, parking for the project exceeds the minimum required spaces. The required number of parking spaces for a medical office building, which is 39,250 SF, would be 157 spaces. There are 246 parking spaces currently on site, which is utilized by the Hospital and Doctor's Professional Building. This is shown in gray on the Site Plan. An additional 248 parking spaces are shown on the plan. The total number of parking spaces including existing and proposed will be 494.

Ingress and egress will be located in four locations with two being along Hospital Parkway and two along Central Park Boulevard. The two curb cuts along Hospital Parkway are in existence from previous development. The two curb cuts along Central Park Boulevard will be new.

Landscaping for the project exceeds the Zoning Ordinance requirements. Required landscaped area is 20% for the site and 29% is being provided. Parking lot landscaping is required to be 10% and 15% will be provided. The number of street trees meets the required number of 47. Additionally, the project will include a healing garden for the people receiving treatment in the Center.

On-site detention in the form of a detention pond is indicated along the Hospital Parkway frontage. This area will be screened by a wrought-iron fence, black in color.

This project is located in the heart of the Hospital Campus and Bedford's Medical District. The property sits adjacent to the Master Highway Corridor Overlay District (MHC). Keeping this in mind, staff worked with the applicant to represent the building in a way which would reflect the spirit of both the Medical District and the MHC. The elevations are therefore of earth tones and the articulation and design of the building meet the MHC's requirements. The materials indicated on the elevations are of masonry, metal, and glass.

The building and site development meet, and in many cases exceed, the Zoning Ordinance requirements. This project will be an architecturally significant addition to the Medical District.

**Comprehensive Plan:**

The Comprehensive Plan indicates the location of 1609 Hospital Parkway to be commercial. Therefore, the proposed use of the HEB Cancer Center at this location would not conflict with the Comprehensive Plan.

The Planning and Zoning Commission recommended unanimous approval for this project at their October 10, 2013 meeting by a vote of 7-0-0.

**RECOMMENDATION:**

Staff recommends the following motion:

Approval of a resolution approving a site plan for the property known as Lot 2R1, Block 1, Harris Methodist Health Systems and a portion of Abstract 1392, Tract 1C1, Wallace W. Smith Survey, located at 1609 Hospital Parkway, Bedford, TX, specifically for the HEB Cancer Center. The property is generally located south of Harwood Road and west of State Highway 121. (S-058)

**FISCAL IMPACT:**

N/A

**ATTACHMENTS:**

Resolution  
Exhibit A - Site Plan  
24x36 drawings (separate attachment)  
Application  
Zoning Map of Referenced Property  
October 10, 2013 Planning & Zoning Minutes  
Copy of Legal Ad Published in Star Telegram

RESOLUTION NO. 13-

A RESOLUTION APPROVING A SITE PLAN FOR THE PROPERTY KNOWN AS LOT 2R1, BLOCK 1, HARRIS METHODIST HEALTH SYSTEMS AND A PORTION OF ABSTRACT 1392, TRACT 1C1, WALLACE W. SMITH SURVEY, LOCATED AT 1609 HOSPITAL PARKWAY, BEDFORD, TX, SPECIFICALLY FOR THE HEB CANCER CENTER. THE PROPERTY IS GENERALLY LOCATED SOUTH OF STATE HIGHWAY 183 AND EAST OF CENTRAL DRIVE. (S-058)

WHEREAS, the property is over three acres or more in size, which requires approval from both the Planning and Zoning Commission and the City Council of Bedford, Texas; and,

WHEREAS, the Planning and Zoning Commission recommended approval of the site plan at their October 10, 2013 meeting; and,

WHEREAS, the City Council of Bedford, Texas finds that it is in the best interest of the City to accept the HEB Cancer Center Site Plan; and,

WHEREAS, the said Site Plan is known as Lot 2R1, Block 1, Harris Methodist Health Systems and a portion of Abstract 1392, Tract 1C1, Wallace W. Smith Survey, and is located at 1609 Hospital Parkway, Bedford, TX. The property is generally located south of State Highway 183 and east of Central Drive.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BEDFORD, TEXAS, THAT:

SECTION 1. That the recitals above are found to be true and correct, and are incorporated herein.

SECTION 2. That the City Council hereby approves the resolution accepting the HEB Cancer Center Site Plan.

PASSED AND APPROVED this the 12th day of November 2013, by a vote of \_\_\_ ayes, \_\_\_ nays and \_\_\_ abstentions, at a regular meeting of the City Council of the City of Bedford, Texas.

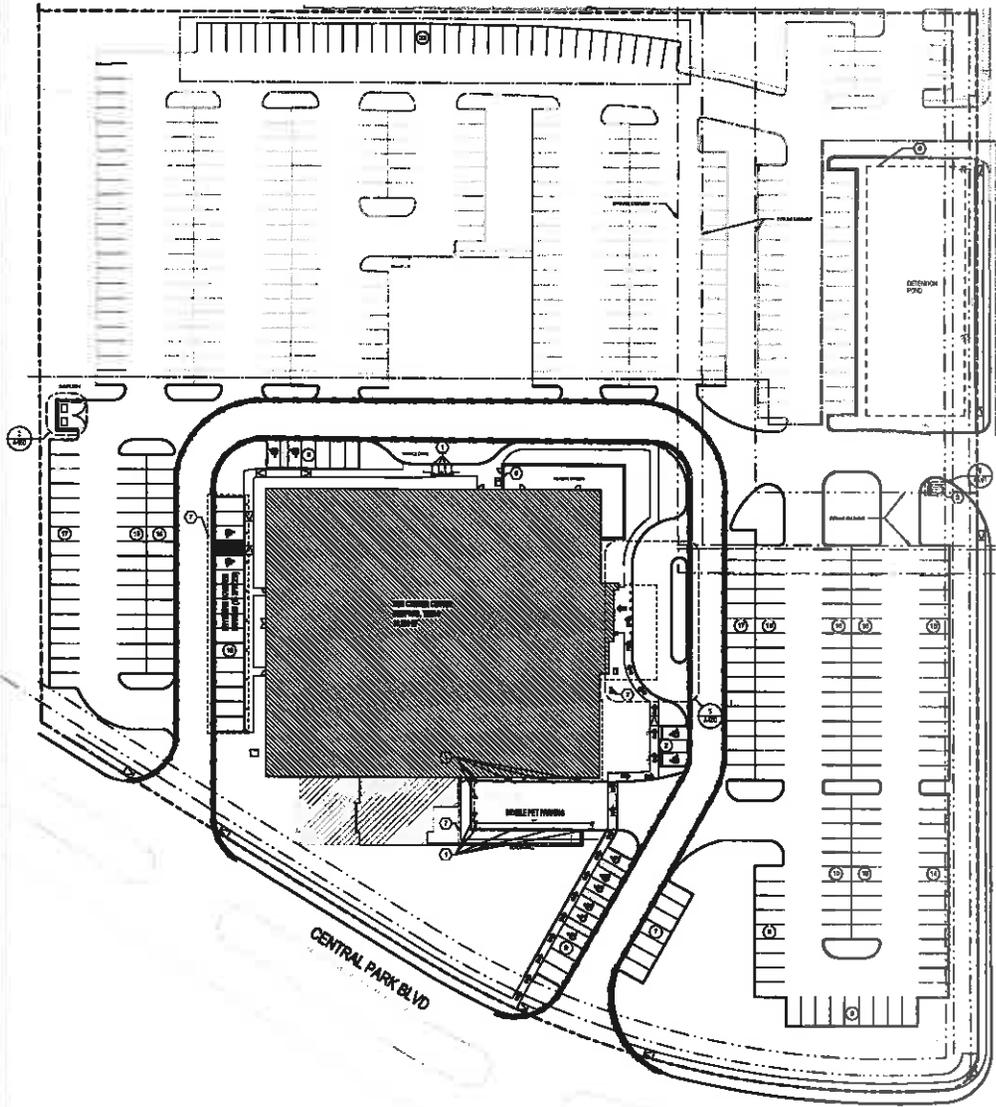
\_\_\_\_\_  
Jim Griffin, Mayor

ATTEST:

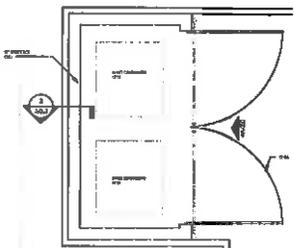
\_\_\_\_\_  
Michael Wells, City Secretary

APPROVED AS TO FORM:

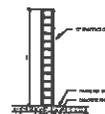
\_\_\_\_\_  
Stan Lowry, City Attorney



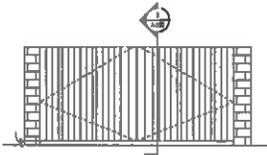
1 Site Plan  
1/8" = 1'-0"



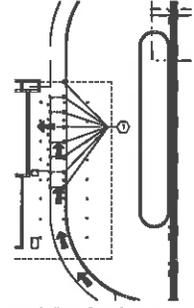
2 DUMPSTER ENCLOSURE PLAN  
1/8" = 1'-0"



3 DUMPSTER ENCLOSURE SECTION  
1/8" = 1'-0"



4 DUMPSTER ENCLOSURE  
1/8" = 1'-0"



5 Callout (2) of Site Plan  
1/8" = 1'-0"

**ARCHITECTURAL SITE GENERAL NOTES**

1. ALL DIMENSIONS SHALL BE TO FACE UNLESS OTHERWISE NOTED.
2. NO CHANGES TO ANY DIMENSIONS OR MATERIALS SHALL BE MADE WITHOUT THE WRITTEN APPROVAL OF THE ARCHITECT.
3. THE ARCHITECT IS NOT RESPONSIBLE FOR THE ACCURACY OF ANY INFORMATION PROVIDED BY OTHER SOURCES.
4. THE ARCHITECT IS NOT RESPONSIBLE FOR THE ACCURACY OF ANY INFORMATION PROVIDED BY OTHER SOURCES.
5. THE ARCHITECT IS NOT RESPONSIBLE FOR THE ACCURACY OF ANY INFORMATION PROVIDED BY OTHER SOURCES.
6. THE ARCHITECT IS NOT RESPONSIBLE FOR THE ACCURACY OF ANY INFORMATION PROVIDED BY OTHER SOURCES.
7. THE ARCHITECT IS NOT RESPONSIBLE FOR THE ACCURACY OF ANY INFORMATION PROVIDED BY OTHER SOURCES.

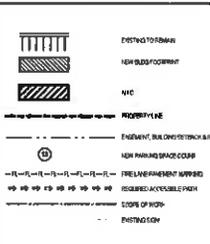
**PARKING SPACES REQUIRED**

TYPE OF SPACE	NO. SPACES
STANDARD	10
ADA COMPLIANT	2
TOTAL	12

**PARKING SPACES PROVIDED**

TYPE OF SPACE	NO. SPACES PROVIDED
STANDARD	10
ADA COMPLIANT	2
TOTAL	12

**ARCHITECTURAL SITE PLAN LEGEND**



**ARCHITECTURAL SITE PLAN NOTES BY NUMBER**

1. SEE GENERAL NOTES FOR DIMENSIONS AND MATERIALS.
2. SEE GENERAL NOTES FOR DIMENSIONS AND MATERIALS.
3. SEE GENERAL NOTES FOR DIMENSIONS AND MATERIALS.
4. SEE GENERAL NOTES FOR DIMENSIONS AND MATERIALS.
5. SEE GENERAL NOTES FOR DIMENSIONS AND MATERIALS.
6. SEE GENERAL NOTES FOR DIMENSIONS AND MATERIALS.
7. SEE GENERAL NOTES FOR DIMENSIONS AND MATERIALS.



**City of Bedford  
Site Plan Application**

08-07-13P02:24 RCVD

Received - **S-058**  
Case Number -

Application Fee: (\$295.00 plus \$205.00 per acre over one). \$205.00 + \$205.00 x 7 = \$1640.00

**OWNER**

Name Francis A. Sapienza, Jr., VP Signature

Company Name Cambridge HEB, L.P.

Street Address/City/State/Zip Code 8383 Preston Center Plaza Drive, 5th Floor, Dallas, TX 75225

Telephone (214) 871-7337 Fax (214) 871-7339

E-mail fsapienza@cambridgeinc.com

**AUTHORIZED APPLICANT/AGENT (If not Owner named above)**

Name STEPHEN SCHWIND Signature

Company Name RAYMOND L. GOODSON, JR., INC

Street Address/City/State/Zip Code: 5445 LA SIERRA, STE 300, DALLAS, TX, 75231

E-mail SSCHWIND@RLGINC.COM

Telephone 214.739.8100 Fax 214.739.6354

I, the undersigned owner, or \_\_\_\_\_ (Option Holder, etc.) of the following described real property located in the City of Bedford, Texas, hereby make application for a change of zoning classification as provided in the City of Bedford Zoning Ordinance. I hereby certify that there are no existing dwellings or other buildings located on the property which would not conform to the construction standards, of the zoning classification being proposed, except as provided in Section 2.3, Nonconforming Lots, Nonconforming Uses of Land, Nonconforming Structures & Nonconforming Uses of Structures & Premises of the City of Bedford Zoning Ordinance.

\*Signature certifies all information provided is true and correct.

**PROPERTY DESCRIPTION**

Project Name or Description of Development TOPA CANCER CENTER

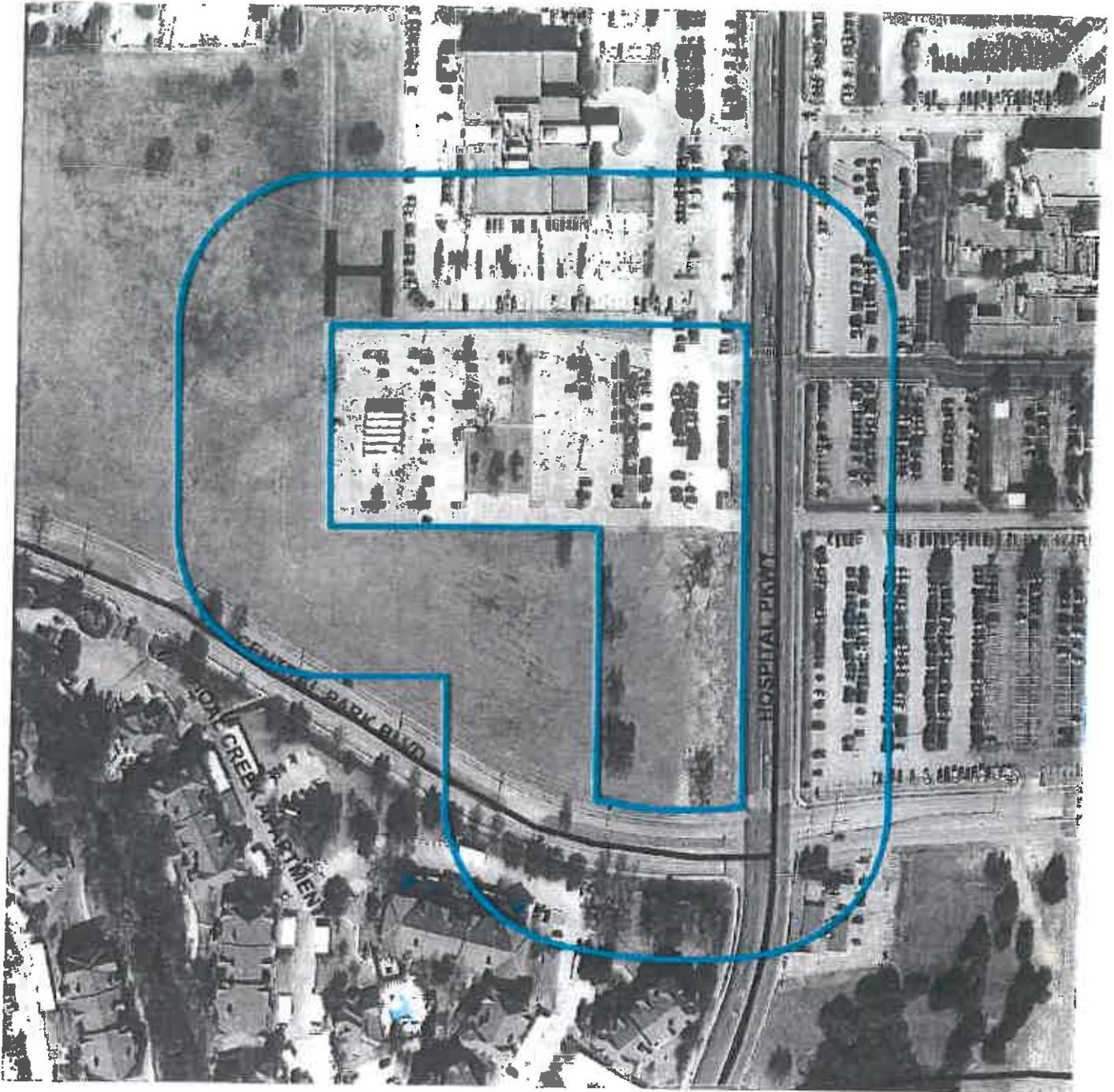
Current Zoning H

Address \_\_\_\_\_

Legal Description: Subdivision/Abstract 1392 OF W.W. SMITH SURVEY / 280 OF T.A. CASH SURVEY

Block/Abstract No. 1 Lots/Tracts 2R2

include a narrative describing the use. The narrative should describe your business; list all of the operations that will be conducted. It should include your hours of operation and number of employees. Additional information may be requested during the review process.



**City of Bedford, Texas**

**Hearing Date: 10-10-13 S-058**

**Address: 1609 HOSPITAL PKWY  
 Addition: HARRIS METH HEALTH SYSTEMS  
 Bedford, TX 76021**

**SUBNUM: BLOCK: 1 LOT: 2R1**



-  Parcel Boundary
-  Subject Parcel and Buffer

**DISCLAIMER**  
 The City of Bedford makes no representation or warranty as to the accuracy of this map and its information or to its fitness for use. Any user of this map product accepts the same AS IS, WITH ALL FAULTS, and assumes all responsibility for the use thereof, and further agrees to act hold the City of Bedford liable from any damage, loss, or liability arising from any use of this map product. Independent verification of all information contained on this map should be obtained by the end user.

S-058



**B ORDINANCE REQUIREMENTS - BEDFORD, TEXAS**

1. OPEN SPACE  
50% OPEN SPACE REQUIRED 84,400
2. RIGHT OF WAY TREES  
HOSPITAL PARKWAY 660 / 20' 30 REQUIRED TREES  
CENTRAL PARK BOULEVARD 640 / 20' 30 PROVIDED TREES  
3 REQUIRED TREES PROVIDED TREES
3. PARKING LOT OPEN SPACE  
10% OPEN SPACE IN PARKING 40,000 / 1 4000 SQUARE FEET REQUIRED,  
8000 SQUARE FEET PROVIDED.

**C PREPARATION GENERAL NOTES**

1. PLAN PREPARED BY:  
MICHAEL S. KENDALL  
KENDALL S. LANDSCAPE ARCHITECTURE  
3804 NORTH CENTRAL EXPRESSIONWAY  
SUITE 204  
DALLAS, TEXAS 75206  
PHONE: (214) 726-3225  
FAX: (214) 878-9602  
E-MAIL: MKENDALL@L7.COM  
TEXAS LANDSCAPE ARCHITECTURE LICENSE NO. 1127
2. ALL AREAS SHALL BE IRRIGATED BY AN AUTOMATIC UNDERGROUND IRRIGATION SYSTEM PROVIDING 100% COVERAGE.
3. ALL REQUIRED TREES FROM THE CITY APPROVED LISTING.

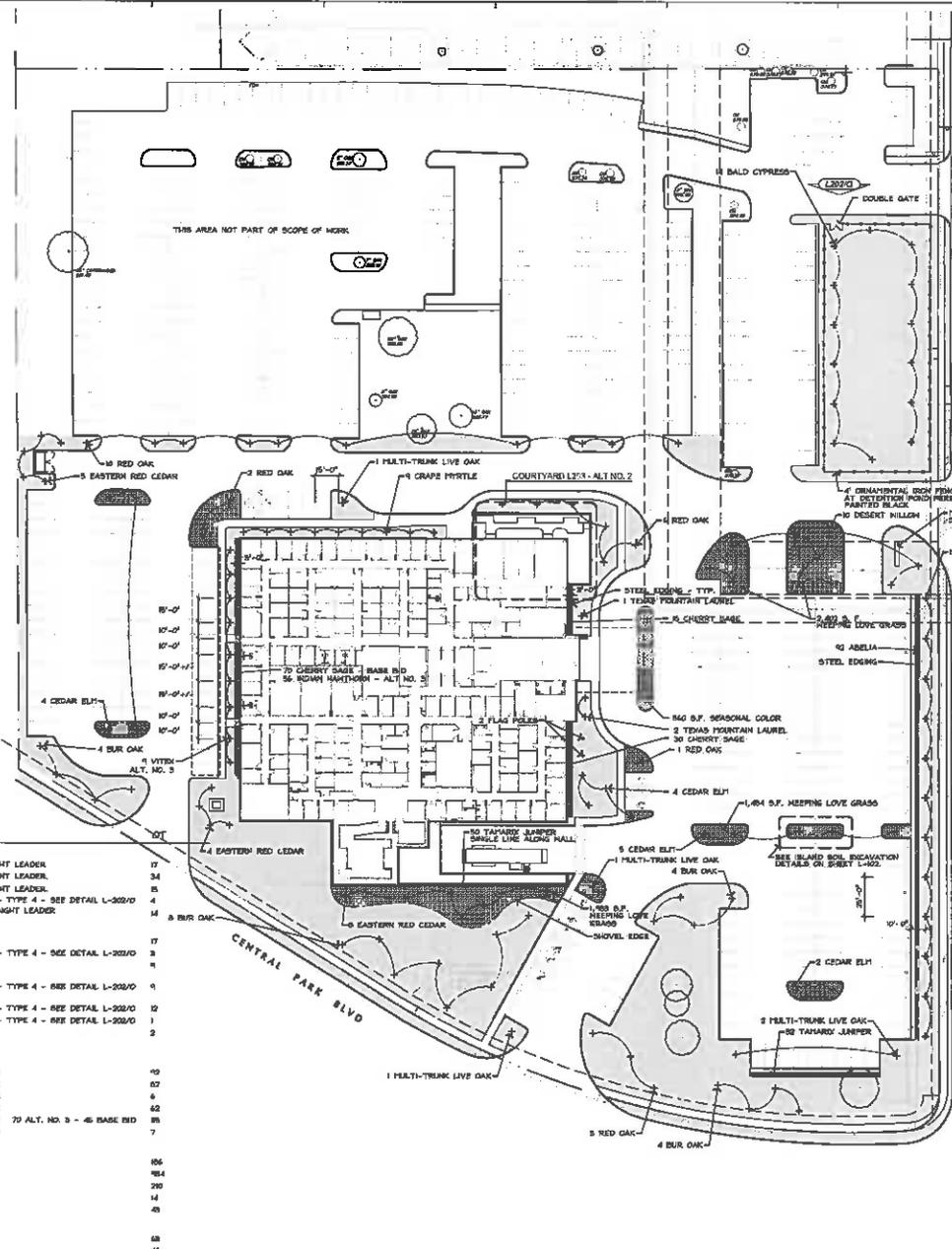
**D PLANTING GENERAL NOTES**

1. ALL SOIL EXCAVATION MAY BE DISPOSED OF ON SITE.
2. IF A LIVE UTILITY IS ENCOUNTERED DURING EXCAVATION, CONTACT OWNER'S REPRESENTATIVE.
3. SEE PLANTING SPECIFICATIONS FOR A COMPLETE DESCRIPTION OF PLANT MATERIAL AND INSTALLATION.
4. ALL BEDS MUST BE LAID OUT AND APPROVED PRIOR TO THE INSTALLATION OF THE IRRIGATION FOR COORDINATION.
5. ALL PLANT MATERIAL SHALL BE STAGED AND APPROVED BY THE LANDSCAPE ARCHITECT PRIOR TO PLANT INSTALLATION.
6. ALL PLANTING DETAILS ARE TYPICAL.
7. ALL DISTURBED AREAS WITHIN THE PROJECT LIMITS MUST BE SOLID SOCCED UNLESS NOTED.

**E PLANT LISTING**

ALL BEES BUSHES ARE MINIMUM, SMALLER CONTAINERS MEETING THE SPECIFIED HEIGHT AND SPREAD WILL NOT BE ACCEPTED.

BOTANICAL NAME	COMMON NAME	SIZE	REMARKS	QUANTITY
<b>LARGE TREES</b>				
QUERCUS FUSCICarpa	BUR OAK	100 GALLON CONTAINER, 4'-4 1/2" CALIPER, 9' - 11' HEIGHT, 4'-6" SPREAD	SINGLE STRAIGHT LEADER	17
QUERCUS BARBARI	SHARPOD RED OAK	100 GALLON CONTAINER, 4'-4 1/2" CALIPER, 9' - 10' HEIGHT, 5'-6" SPREAD	SINGLE STRAIGHT LEADER	34
ULMUS CRASSIFOLIA	CEDAR ELM	4'-4 1/2" CALIPER, 12' - 14' HEIGHT, 5'-6" SPREAD, BALLED AND BURLAP	SINGLE STRAIGHT LEADER	15
QUERCUS VIRGINIANA	MULTI-TRUNK LIVE OAK	8'-6 1/2" CALIPER, 12' - 14' HEIGHT, 5'-6" SPREAD, BALLED AND BURLAP	MULTI-TRUNK - TYPE 4 - SEE DETAIL L-202/0	4
TRICHODENDRON	BALD CYPRESS	100 GALLON CONTAINER, 5 1/2" - 6" CALIPER, 12' - 13' HEIGHT, 5'-1" SPREAD	SINGLE STRAIGHT LEADER	14
<b>ORNAIMENTAL TREES</b>				
QUERCUS LINDAVIA	EASTERN RED CEDAR	4'-4 1/2" CALIPER, 9' - 10' HEIGHT, 5'-6" SPREAD, BALLED AND BURLAP	SINGLE TRUNK	17
SOPIHORA SECAUNDFLORA	TEXAS MOUNTAIN LAUREL	4'-4 1/2" CALIPER, 7' - 8' HEIGHT, 5'-6" SPREAD, BALLED AND BURLAP	MULTI-TRUNK - TYPE 4 - SEE DETAIL L-202/0	3
LAGRASINROBORA INDICA 'NATOSIE'	NATCHEZ ORANGE MYRTLE	60 GALLON, 4'-4 1/2" CALIPER, 7' - 8' HEIGHT, 5'-6" SPREAD	SINGLE TRUNK	11
VITIS AEMUL-CALYSTIS 'MONTROSE PURPLE'	MONTROSE PURPLE VITEX	60 GALLON, 4'-4 1/2" CALIPER, 7' - 8' HEIGHT, 5'-6" SPREAD	MULTI-TRUNK - TYPE 4 - SEE DETAIL L-202/0	9
QUERCUS LINDAVIA	DESERT HILLOAK	60 GALLON, 4'-4 1/2" CALIPER, 7' - 8' HEIGHT, 5'-6" SPREAD	MULTI-TRUNK - TYPE 4 - SEE DETAIL L-202/0	12
BETULA BEDIA YOUNG HEAT	DURA HEAT RIVER BIRCH	60 GALLON, 4'-4 1/2" CALIPER, 7' - 8' HEIGHT, 5'-6" SPREAD	MULTI-TRUNK - TYPE 4 - SEE DETAIL L-202/0	10
MAGNOLIA GRANDIFLORA 'LITTLE GEM'	LITTLE GEM MAGNOLIA	60 GALLON, 4'-4 1/2" CALIPER, 7' - 8' HEIGHT, 5'-6" SPREAD	SINGLE TRUNK	2
<b>SHRUBS</b>				
ABELIA GRANDIFLORA	ABELIA	3 GALLON	36" ON CENTER	16
LANTANA CANADENSIS 'TANPARK'	TANPARK LANTANA	3 GALLON	30" ON CENTER	67
HYDRANGEA TOBIANA	PIYTOURHAT	3 GALLON	30" ON CENTER	6
RAPHANOCARPUS INDICA	INDIAN HAWTHORN	3 GALLON	30" ON CENTER	62
SALVIA GREGGI 'HOT LIPS'	HOT LIPS CHERRY SAGE	3 GALLON	24" ON CENTER	88
NAUSTRALIA DOMESTICA 'MOON BAY'	MOON BAY NAUSTRALIA	3 GALLON	30" ON CENTER	7
<b>GROUNDCOVER</b>				
PHOXIPHON LINDAVIA	INDIGO	4" POT	12" ON CENTER	184
LIROPE FUSCARI 'SIS BLUE'	SIS BLUE LIROPE	4" POT	12" ON CENTER	184
LIROPE FUSCARI 'SILVER'	GIANT LIROPE	1 GALLON	12" ON CENTER	260
BARIPRAGA STOLONIFERA	STRAWBERRY GERANIUM	1 GALLON	12" ON CENTER	14
HYPERICUM CALYCEUM	HYPERICUM	1 GALLON	12" ON CENTER	48
<b>PERENNIALS</b>				
DIANTHUS SP.	HOOD PINK	1 GALLON	12" ON CENTER	68
MALVAEACIS ARBOREUS	TURKISH CAP	1 GALLON	12" ON CENTER	42
<b>VINES</b>				
BIGNONIA CAPREOLATA	CROSSVINE	1 GALLON	5'-0" ON CENTER	6
TRACHELOPERMUM JASMINOIDES	CONFEDERATE JASMINE	1 GALLON	5'-0" ON CENTER	6
SEASONAL COLOR	IN SEASON	4" POTS	0" ON CENTER	640 S.F.
<b>LAWN</b>				
CYNODON SP.	BERMUDA GRASS - SOLID SOO			
ERAGROSTIS CURVIVALA	KEEPING LOVE GRASS	5 POUNDS PER 1,000 SQUARE FEET		5,564 S.F.



**A LANDSCAPE PLAN**  
 Scale: 1" = 30'  
 North Arrow

**PERKINS + WILL**

**HEB CENTER**

**CAMBRIDGE HOSPITAL PARKWAY DALLAS, TEXAS 75201**



08/24/2016  
 Rev: 0004

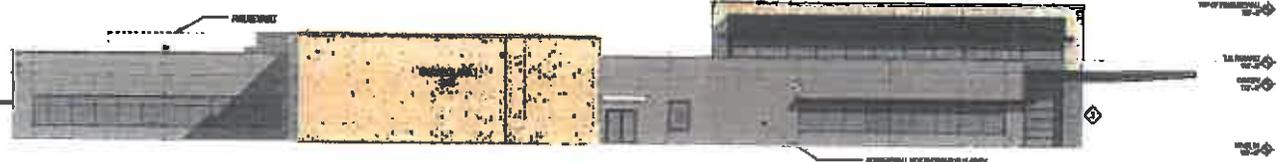
NO.	DATE	DESCRIPTION
01	28 AUGUST 2015	Issue Information
02	14 SEPTEMBER 2015	Issue Information
03	28 AUGUST 2016	Issue Information
04	14 SEPTEMBER 2016	Issue Information
05	28 AUGUST 2016	Issue Information
06	14 SEPTEMBER 2016	Issue Information
07	28 AUGUST 2016	Issue Information
08	14 SEPTEMBER 2016	Issue Information
09	28 AUGUST 2016	Issue Information
10	14 SEPTEMBER 2016	Issue Information
11	28 AUGUST 2016	Issue Information
12	14 SEPTEMBER 2016	Issue Information
13	28 AUGUST 2016	Issue Information
14	14 SEPTEMBER 2016	Issue Information
15	28 AUGUST 2016	Issue Information
16	14 SEPTEMBER 2016	Issue Information
17	28 AUGUST 2016	Issue Information
18	14 SEPTEMBER 2016	Issue Information
19	28 AUGUST 2016	Issue Information
20	14 SEPTEMBER 2016	Issue Information
21	28 AUGUST 2016	Issue Information
22	14 SEPTEMBER 2016	Issue Information
23	28 AUGUST 2016	Issue Information
24	14 SEPTEMBER 2016	Issue Information
25	28 AUGUST 2016	Issue Information
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98	14 SEPTEMBER 2016	Issue Information
99	28 AUGUST 2016	Issue Information
100	14 SEPTEMBER 2016	Issue Information

**LANDSCAPE PLAN**

**L-201**

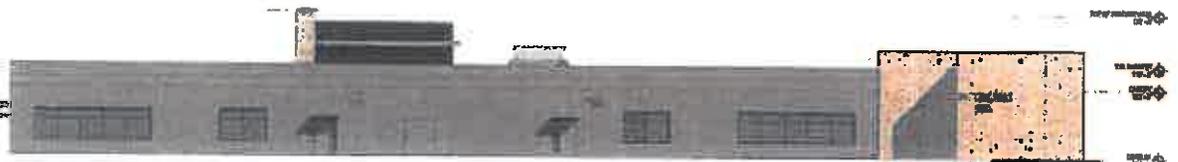
S-058

1 2 3 4 42 5 6 7 7B 8 8A 9



1 Copy of SOUTH ELEVATION  
1/2" = 1'-0"

A B C D 0A E F B



2 Copy of WEST ELEVATION  
1/2" = 1'-0"

B F E 0A D G B A



3 Copy of EAST ELEVATION  
1/2" = 1'-0"

8 0A 6 7A 7 8 0 42 4 5 2 1



4 Copy of NORTH ELEVATION  
1/2" = 1'-0"

PERKINS  
+ WILL

ARCHITECTS  
1000 RIVER ST.  
DALLAS, TEXAS 75201  
TEL. 754-2200

HEB CANCER  
CENTER

CAMBRIDGE

HOSPITAL CAMBRIDGE,  
DALLAS, TEXAS 75201

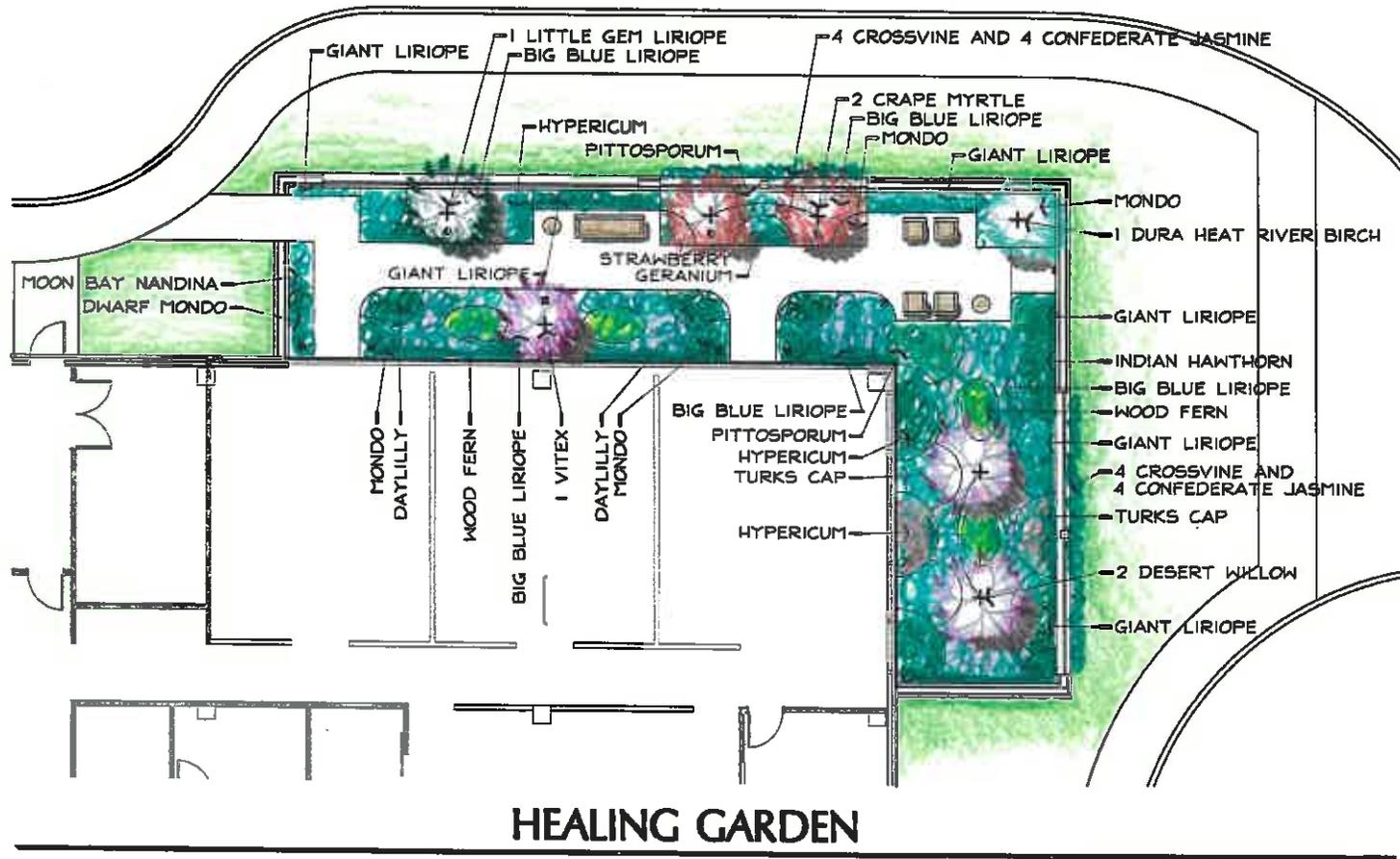
Scale  
Courtesy: Perkins  
+ Will  
1/2" = 1'-0"

City of Bedford Texas  
Development Department  
Planning and Zoning  
00-21-13P02:59 RCVD  
RECEIVED


Colored Exterior  
Elevations

A-300

S-058



HEB Cancer Center  
Bedford, Texas

S-058



City of Bedford, Texas  
Development Department  
Planning and Zoning  
11-13-13 10:55 AM  
RECEIVED

**PLANNING AND ZONING COMMISSION  
MEETING MINUTES OF OCTOBER 10, 2013**

**APPROVED**

Chairman Stroope opened the public hearing at 7:16 PM, and there being no one to speak, closed the public hearing at 7:16 PM.

The Commission discussed the application.

**Motion:** Commissioner Carlson made a motion to approve Zoning Case Z-237 with the following stipulation:

The Specific Use Permit shall be granted to the specific named business "Goodwill Donation Station" and shall not run with the land or be applicable to any subsequent user.

Commissioner Austin seconded the motion, and the vote was as follows:

**Ayes:** Commissioners Hall, Carlson, Austin, Pierson, Vice Chairman Reese, Chairman Stroope  
**Nays:** Commissioner Sinisi  
**Abstention:** None

Motion approved 6-1-0. Chairman Stroope declared the motion approved.

- 3. Zoning Case Z-240, public hearing and consideration of a request to rezone a portion of Lot 1R1, Block 1, Harwood Hills Village Addition, located at 3354 Harwood Road, Bedford, Texas; from "PUD" Planned Unit Development to Amended "PUD" Planned Unit Development, site plan modification in the Master Highway Corridor Overlay District (MHC), specifically for the operation of a Tom Thumb Fuel Station. The property is generally located south of Harwood Road and west of State Highway 121.**

Chairman Stroope recognized William Syblon, Development Director, who reviewed Zoning Case Z-240.

Chairman Stroope recognized Ron Yeary, 6125 Sherry Lane, Dallas, Texas who was there to present this application.

Chairman Stroope opened the public hearing at 7:32 PM, and there being no one to speak, closed the public hearing at 7:32 PM.

The Commission discussed the application.

**Motion:** Commissioner Hall made a motion to approve Zoning Case Z-240.

Commissioner Pierson seconded the motion and the vote was as follows:

Motion approved 7-0-0. Chairman Stroope declared the motion approved.

- 4. Site Plan Case S-058, public hearing and consideration of a site plan request for HEB Cancer Center. The property is zoned "H", Heavy Commercial; the address is 1609 Hospital Parkway; and the legal description is Lot 2R1, Block 1, Harris Methodist Health Systems, and a portion of Abstract 1392, Tract 1C1, Wallace W. Smith Survey.**

**PLANNING AND ZONING COMMISSION  
MEETING MINUTES OF OCTOBER 10, 2013**

**APPROVED**

The property is generally located south of State Highway 183 and east of Central Drive.

Chairman Stroope recognized William Syblon, Development Director who reviewed Site Plan Case S-058.

Chairman Stroope recognized Grant Callison, 8383 Preston Center Plaza Drive, Dallas, Texas who was there to present this application.

Chairman Stroope opened the public hearing at 7:52 PM, and there being no one to speak, closed the public hearing at 7:53 PM.

The Commission discussed the application.

Motion: Commissioner Pierson made a motion to approve Site Plan S-058.

Commissioner Carlson seconded the motion and the vote was as follows:

Motion approved 7-0-0. Chairman Stroope declared the motion approved.

**ADJOURNMENT**

Chairman Stroope adjourned the Planning and Zoning Commission meeting at 7:54 PM.

---

**Chairman Stroope**  
**Planning and Zoning Commission**

**ATTEST:**

---

**Yolanda Alonso**  
**Planning and Zoning Secretary**



CITY OF  
**BEDFORD**

2000 Forest Ridge Drive - Bedford, TX 76001  
(817)952-2100 www.bedfordtx.gov

October 16, 2013

**PLEASE DELIVER TO:**

**Legal Publications  
Attn: Christine Lopez  
Fort Worth Star-Telegram  
400 West 7<sup>th</sup> Street  
Fort Worth, TX 76102**

**SENT VIA E-MAIL: [clopez@star-telegram.com](mailto:clopez@star-telegram.com) on Wednesday, October 16, 2013**

**FROM:**

**City of Bedford**

**Yolanda Alonso, Planning and Zoning**

**Dear Christine,**

**Please publish the following in "Legal Notices" Friday, October 18, 2013.**

**MESSAGE:**

**CITY OF BEDFORD  
PUBLIC HEARING**

**The City of Bedford City Council gives notice of a public hearing on Tuesday, November 12, 2013 at 6:30 PM, at City Hall, Council Chamber, 2000 Forest Ridge Drive, Building A, Bedford, Texas:**

**Public hearing and consideration of an ordinance to rezone a portion of Lot 1R1, Block 1, Harwood Hills Village Addition; located at 3354 Harwood Road, Bedford, Texas; from "PUD" Planned Unit Development to Amended "PUD" Planned Unit Development, site plan modification in the Master Highway Corridor Overlay District (MHC), specifically for the operation of a Tom Thumb Fuel Station. The property is generally located south of Harwood Road and west of State Highway 121 (Z-240).**

**Public hearing and consideration of a resolution for a site plan for HEB Cancer Center. The property is zoned "H", Heavy Commercial; the address is 1609 Hospital Parkway; and the legal description is Lot 2R1, Block 1, Harris Methodist Health Systems, and a portion of Abstract 1392, Tract 1C1, Wallace W. Smith Survey. The property is generally located south of State Highway 183 and east of Central Drive (S-058).**

**All interested citizens will be given the opportunity to speak and be heard.**

## Alonso, Yolanda

---

**From:** Lopez, Christine [clopez@star-telegram.com]  
**Sent:** Wednesday, October 16, 2013 10:44 AM  
**To:** Alonso, Yolanda  
**Subject:** Re: Legal Notice Ad CC 111213 Z240 S058

ad received :)  
Christine

**Christine Lopez**  
Legal Representative  
Fort Worth Star-Telegram  
Phone: 817 - 390 -7522

Star-Telegram Media Services & DFW Online Network  
[Advertise with us](#) | [Interact with us](#) | [Use our apps](#) | [Subscribe](#)

On Wed, Oct 16, 2013 at 10:40 AM, Alonso, Yolanda <[Yolanda.Alonso@bedfordtx.gov](mailto:Yolanda.Alonso@bedfordtx.gov)> wrote:

Good Morning Christine,

Please publish the attached ad in the October 18, 2013, "Legal Notices" section of the newspaper.

Thank you.

Yolanda Alonso  
Planning and Zoning Coordinator  
**City of Bedford**  
2000 Forest Ridge Drive, Bedford, Texas 76021  
Office: [817-952-2137](tel:817-952-2137) | Fax: [817-952-2210](tel:817-952-2210) | [Yolanda.Alonso@bedfordtx.gov](mailto:Yolanda.Alonso@bedfordtx.gov)



**CONFIDENTIALITY NOTICE:** This City of Bedford (CoB) email transmission is intended only for the use of the individual to whom it is addressed and may contain information that is confidential, privileged, and exempt from disclosure. Any use, copying, retention or disclosure by any person other than the intended recipient or the intended recipient's designees is strictly prohibited. If you have received this email in error, please notify the sender immediately by return email and destroy all electronic and paper copies of the original message and any attachments immediately.



# Council Agenda Background

**PRESENTER:** James Tindell, Fire Chief

**DATE:** 11/12/13

**Council Mission Area:** Provide a safe and friendly community environment.

**ITEM:**

Consider a resolution authorizing the City Manager to purchase medical equipment and related components from Physio-Control, Inc., in the amount of \$36,607.40.

City Attorney Review: Yes

City Manager Review: \_\_\_\_\_

**DISCUSSION:**

As part of the 2013-2014 budget process, Council approved funding in the amount of \$42,000 to replace two of the Fire Department’s oldest Cardiac Monitor/Defibrillators. The Monitor/Defibrillators are 12 and 13 years old respectively and have exceeded their recommended service life.

Dr. Roy Yamada, the Fire Department Medical Director, submitted a letter indicating cardiac protocols call for 360 Joules of Defibrillation/Cardio version power to be utilized in patients weighing 90 kg or more, a vital aspect of resuscitation in cardiac-arrest patients. Physio-Control, Inc. has provided a letter confirming they are the only company that manufactures defibrillators that deliver full energy to 360 Joules. Based on this given information, it is determined that Physio-Control, Inc. is a sole source provider.

**RECOMMENDATION:**

Staff recommends the following motion:

Approval of a resolution authorizing the City Manager to purchase medical equipment and related components from Physio-Control, Inc, in the amount of \$36,607.40.

**FISCAL IMPACT:**

Budget FY 13/14:	\$42,000
Actual Amount:	\$36,607.40
Variance:	\$5,392.60

**ATTACHMENTS:**

Resolution  
 Exhibit “A” Physio-Control, Inc, sole source letter  
 Quote  
 Dr. Yamada Letter

**RESOLUTION NO. 13-**

**A RESOLUTION AUTHORIZING THE CITY MANAGER TO PURCHASE MEDICAL EQUIPMENT AND RELATED COMPONENTS FROM PHYSIO-CONTROL, INC., IN THE AMOUNT OF \$36,607.40**

**WHEREAS, the City Council of Bedford, Texas, determines the need to purchase medical equipment; and,**

**WHEREAS, the City Council of Bedford, Texas recognizes that the medical equipment being replaced has reached its serviceable life and is in need of replacement.**

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BEDFORD, TEXAS:**

**SECTION 1. That the recitals above are found to be true and correct, and are incorporated herein.**

**SECTION 2. That the City Council hereby determines that Physio-Control, Inc. is the sole source provider for the LIFEPAK defibrillator, as further determined by the letter attached hereto as Exhibit "A".**

**SECTION 3. That the City Council hereby authorizes the City Manager to purchase medical equipment and related components from Physio-Control, Inc., a sole source provider, in the amount of \$36,607.40.**

**PASSED AND APPROVED this 12th day of November 2013, by a vote of \_\_\_ ayes, \_\_\_ nays, and \_\_\_ abstentions, at a regular meeting of the City Council of the City of Bedford, Texas.**

\_\_\_\_\_  
**Jim Griffin, Mayor**

**ATTEST:**

\_\_\_\_\_  
**Michael Wells, City Secretary**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
**Stan Lowry, City Attorney**

**ADDRESS**11811 Willows Road NE  
Redmond, WA 98052**PHONE****GENERAL**  
425 887 4000**TOLL FREE**  
800 442 1142[www.physio-control.com](http://www.physio-control.com)

September 20, 2013

**Bobby Sewell**  
Bedford Fire Department  
1816 Bedford Road  
Bedford, TX 76021

Dear Mr. Sewell:

In response to your recent request, I am writing to confirm that Physio-Control, Inc. is the sole source provider in your marketplace for:

- New LIFEPAK® devices
- Our factory refurbished line of RELI devices
- LIFENET® Data Management Solutions
- The LUCAS® Chest Compression System
- Factory-authorized inspection and repair services which include repair parts, upgrades, inspections, and repairs

Physio-Control does not utilize the services of any authorized resellers in the sale of these products and services in your marketplace.

Best regards,



---

Elizabeth Frazier  
Associate Contract Analyst  
Physio-Control, Inc.  
11811 Willows Road NE  
Redmond, WA 98052-2003



**Physio-Control, Inc.**  
 11811 Willows Road NE  
 P.O. Box 97023  
 Redmond, WA 98073-9723 U.S.A  
 www.physio-control.com  
 tel 800.442.1142  
 fax 800.732.0956

To: Chief Bobby Sewell  
 Bedford Fire Department  
 1816 Bedford Rd  
 BEDFORD, TX 76021  
 Phone: (817) 713-0519  
 Fax: (817) 952-2540  
 bsewell@ci.bedford.tx.us

**Quote#:** 1-235162526

Rev#: 6  
 Quote Date: 09/25/2013  
 Sales Consultant: Patrick Mockler  
 800-442-1142 x 72135  
 FOB: Redmond, WA

Terms: All quotes subject to credit approval and the following terms & conditions

Contract: None

**Exp Date:** 12/24/2013

Line	Catalog # / Description	Qty	Price	Unit Disc	Trade-In	Unit Price	Ext Total
1	<b>99577-001257 - LP15 MONITOR/DEFIB, CPR, Pace, to 360j, SPO2/CO/MetHb, 12L GL, NIBP, CO2, Trend, BT</b>  THE LIFEPAK 15 IS AN ADAPTIV BIPHASIC FULLY ESCALATING (TO 360 JOULES) MULTI-PARAMETER MONITOR/DEFIBRILLATOR . 2 PAIR QUIK-COMBO ELECTRODES PER UNIT - 11996-000091, TEST LOAD - 21330-001365, IN-SERVICE DVD - 21330-001486 (one per order) , SERVICE MANUAL CD- 21300-008084 (one per order) and SHIP KIT (RC Cable) 41577-000126 INCLUDED. HARD PADDLES, BATTERIES AND CARRYING CASE NOT INCLUDED.	1	\$36,595.00	\$5,489.25	\$3,000.00	\$28,105.75	\$28,105.75
2	<b>21330-001176 - LI-ION BATTERY 5.7 AMP HOUR CAPACITY</b>  RECHARGEABLE LITHIUM-ION, WITH FUEL GAUGE	5	\$400.00	\$60.00	\$0.00	\$340.00	\$1,700.00
3	<b>11996-000323 - MASIMO SET RED LNCS PATIENT CABLE - 4 FEET</b>  RED LNC-04,PATIENT CABLE,4FT,REF 2055	1	\$190.00	\$28.50	\$0.00	\$161.50	\$161.50
4	<b>11171-000032 - RAINBOW DCI-DC8,ADULT REUSE SENSOR,8FT,REF 2407</b>  RAINBOW DCI-DC8,ADULT REUSE SENSOR,8FT,REF 2407	2	\$844.00	\$126.60	\$0.00	\$717.40	\$1,434.80
5	<b>11171-000033 - RAINBOW DCIP-DC8,PED REUSE SENSOR,8FT,REF 2640</b>  RAINBOW DCIP-DC8,PED REUSE SENSOR,8FT,REF 2640	1	\$819.00	\$122.85	\$0.00	\$696.15	\$696.15
6	<b>11160-000001 - NIBP CUFF-REUSEABLE,INFANT</b>	1	\$19.00	\$2.85	\$0.00	\$16.15	\$16.15
7	<b>11160-000003 - NIBP CUFF-REUSEABLE,CHILD</b>	1	\$22.00	\$3.30	\$0.00	\$18.70	\$18.70
8	<b>11160-000005 - NIBP CUFF-REUSEABLE,ADULT</b>	1	\$27.00	\$4.05	\$0.00	\$22.95	\$22.95
9	<b>11160-000007 - NIBP CUFF-REUSEABLE,LARGE ADULT</b>	1	\$30.00	\$4.50	\$0.00	\$25.50	\$25.50

Quote#: 1-235162526  
 Rev#: 6  
 Quote Date: 09/25/2013

**Quote Products (continued)**

Line	Catalog # / Description	Qty	Price	Unit Disc	Trade-In	Unit Price	Ext Total
10	<b>11160-000009 - NIBP CUFF- REUSEABLE,X-LARGE ADULT</b>	1	\$45.00	\$6.75	\$0.00	\$38.25	\$38.25
11	<b>11577-000002 - LIFEPAK 15 Basic Carry Case w/ right &amp; left pouches</b> Includes shoulder strap 11577-000001	1	\$268.00	\$40.20	\$0.00	\$227.80	\$227.80
12	<b>11220-000028 - Top Pouch</b> Storage for sensors and electrodes. Insert in place of standard paddles.	1	\$48.00	\$7.20	\$0.00	\$40.80	\$40.80
13	<b>11260-000039 - LP15 Rear Pouch for carrying case</b>	1	\$69.00	\$10.35	\$0.00	\$58.65	\$58.65
14	<b>99425-000025 - LIFEPAK 1000 Advanced w/ ECG Display, Manual Override - 5 Year Warranty</b> Included at No Charge: 41425-000034-ShipKit 11425-000007-Carrying Case 11425-000012-Strap for Carrying Case 11141-000156-Battery 11996-000017-QUIK-COMBO REDI-PAK electrodes (2 pair per unit) 11111-000016-3 Wire Monitoring Cable 11425-000001-Accessory Pouch 11100-000001-LIFEPATCH ECG ELECTRODES (3 per package) 26500-003457-Operating Instructions	1	\$3,195.00	\$575.10	\$100.00	\$2,519.90	\$2,519.90
15	<b>11101-000017 - Infant/Child Reduced Energy Deibrillation Electrode Starter Kit</b>	1	\$150.00	\$22.50	\$0.00	\$127.50	\$127.50
16	<b>MC999-001044-1YR - 1 year -LP15 Point of Sale Service Agreement - on site repair only</b>	1	\$909.00	\$0.00	\$0.00	\$909.00	\$909.00
17	<b>RF999-001006 - POS LP1000 1 On-Site Inspection with 1Lithium Battery Replacement, 1 year</b>	1	\$319.00	\$0.00	\$0.00	\$319.00	\$319.00
18	<b>50999-000117 - ZONE TRAVEL CHARGE: ZONE 1</b>	1	\$0.00	\$0.00	\$0.00	\$0.00	\$0.00

SUB TOTAL \$36,422.40  
 ESTIMATED TAX \$0.00  
 ESTIMATED SHIPPING & HANDLING \$185.00  
**GRAND TOTAL \$36,607.40**

Trade-in Detail			
Product	Qty	Unit Value	Total Value
<b>Pricing Summary Totals</b>			
List Price:			\$46,393.00
Trade-ins:			-\$3,100.00
Cash Discounts:			-\$6,870.60
Tax + S&H:			+\$185.00

**GRAND TOTAL FOR THIS QUOTE \$36,607.40**

**TO PLACE AN ORDER, PLEASE FAX A COPY OF THE QUOTE AND PURCHASE ORDER TO:  
# 800-732-0956, ATTN: REP SUPPORT**

PHYSIO-CONTROL, INC. REQUIRES WRITTEN VERIFICATION OF THIS ORDER. A PURCHASE ORDER IS REQUIRED ON ALL ORDERS \$10,000 OR GREATER BEFORE APPLICABLE FREIGHT AND TAXES. THE UNDERSIGNED IS AUTHORIZED TO ACCEPT THIS ORDER IN ACCORDANCE WITH THE TERMS AND PRICES DENOTED HEREIN. SIGN TO THE RIGHT:

\_\_\_\_\_  
CUSTOMER APPROVAL (AUTHORIZED SIGNATURE)

\_\_\_\_\_  
NAME

\_\_\_\_\_  
TITLE

\_\_\_\_\_  
DATE

Ref. Code: SS/02454201/1-3W0CJW

**Notes:**

Taxes, shipping and handling fees are estimates only and are subject to change at the time of order. Shipping and handling applies to ground transport only. Physio-Control will assess a \$10 handling fee on any order less than \$200.00.

Above pricing valid only if all items in quote are purchased (optional items not required).

To receive a trade-in credit, Buyer agrees to return the trade-in device(s) within 30 days of receipt of the replacement device(s) to Physio-Control's place of business or to an authorized Physio-Control representative. Physio-Control will provide instructions for returning the device(s) and will pay for the associated shipping cost.

In the event that trade-in device(s) are not received by Physio-Control within the 30-day window, Buyer acknowledges that this quote shall constitute a purchase order and agrees to be invoiced for the amount of the trade-in discount. Invoice shall be payable upon receipt.

Items listed above at no charge are included as part of a package discount that involves the purchase of a bundle of items. Buyer is solely responsible for appropriately allocating the discount extended on the bundle when fulfilling any reporting obligations it might have.

If Buyer is ordering service, Buyer affirms reading and accepts the terms of the Physio-Control, Inc. Technical Service Support Agreement which is available from your sales representative or <http://www.physio-control.com/uploadedFiles/products/service-plans/TechnicalServiceAgreement.pdf>

**Serial number for 1 LIFEPAK 12 biphasic trade in: 12134137**

**Serial number for 1 LIFEPAK 12 monophasic trade in: 11513928**

**Trade-in values are a function of the market value and the condition of the device at the time of trade in, thus values may be subject to change. Please note that device serial numbers are required at time of order.**

## **TERMS OF SALE**

### **General Terms**

Physio-Control, Inc.'s acceptance of the Buyer's order is expressly conditioned on product availability and the Buyer's assent to the terms set forth in this document and its attachments. Physio-Control, Inc. agrees to furnish the goods and services ordered by the Buyer only on these terms, and the Buyer's acceptance of any portion of the goods and services covered by this document shall confirm their acceptance by the Buyer. These terms constitute the complete agreement between the parties and they shall govern any conflicting or ambiguous terms on the Buyer's purchase order or on other documents submitted to Physio-Control, Inc. by the Buyer. These terms may only be revised or amended by a written agreement signed by an authorized representative of both parties.

### **Pricing**

Unless otherwise indicated in this document, prices of goods and services covered by this document shall be Physio-Control, Inc. standard prices in effect at the time of delivery. Prices do not include freight insurance, freight forwarding fees, taxes, duties, import or export permit fees, or any other similar charge of any kind applicable to the goods and services covered by this document. Sales or use taxes on domestic (USA) deliveries will be invoiced in addition to the price of the goods and services covered by this document unless Physio-Control, Inc. receives a copy of a valid exemption certificate prior to delivery. Please forward your tax exemption certificate to the Physio-Control, Inc. Tax Department P.O. Box 97006, Redmond, Washington 98073-9706.

### **Payment**

Unless otherwise indicated in this document or otherwise confirmed by Physio-Control, Inc. in writing, payment for goods and services supplied by Physio-Control, Inc. shall be subject to the following terms:

- Domestic (USA) Sales - Upon approval of credit by Physio-Control, Inc., 100% of invoice due thirty (30) days after invoice date.
- International Sales - Sight draft or acceptable (confirmed) irrevocable letter of credit.

Physio-Control, Inc. may change the terms of payment at any time prior to delivery by providing written notice to the Buyer.

### **Delivery**

Unless otherwise indicated in this document, delivery shall be FOB Physio-Control, Inc. point of shipment and title and risk of loss shall pass to the Buyer at that point. Partial deliveries may be made and partial invoices shall be permitted and shall become due in accordance with the payment terms. In the absence of shipping instructions from the Buyer, Physio-Control, Inc. will obtain transportation on the Buyer's behalf and for the Buyer's account.

### **Delays**

Delivery dates are approximate. Physio-Control, Inc. will not be liable for any loss or damage of any kind due to delays in delivery or non-delivery resulting from any cause beyond its reasonable control, including but not limited to, acts of God, labor disputes, the requirements of any governmental authority, war, civil unrest, terrorist acts, delays in manufacture, obtaining any required license or permit, and Physio-Control, Inc. inability to obtain goods from its usual sources. Any such delay shall not be considered a breach of Physio-Control, Inc. and the Buyer's agreement and the delivery dates shall be extended for the length of such delay.

### **Inspections and Returns**

Claims by the Buyer for damage to or shortages of goods delivered shall be made within thirty (30) days after shipment by providing Physio-Control, Inc. with written notice of any deficiency. Payment is not contingent upon immediate correction of any deficiencies and Physio-Control, Inc. prior approval is required before the return of any goods to Physio-Control, Inc. Physio-Control, Inc. reserves the right to charge a 15% restocking fee for returns. The Physio-Control Returned Product Policy is located at [http://www.physio-control.com/uploadedFiles/support/ReturnPolicy\\_3308529\\_A.pdf](http://www.physio-control.com/uploadedFiles/support/ReturnPolicy_3308529_A.pdf).

### **Service Terms**

All device service will be governed by the Physio-Control, Inc. Technical Services Support Agreement which is available from your sales representative or <http://www.physio-control.com/uploadedFiles/products/service-plans/TechnicalServiceAgreement.pdf>. All devices that are not under Physio-Control Limited Warranty or a current Technical Service Support Agreement must be inspected and repaired (if necessary) to meet original specifications at then-current list prices prior to being covered under a Technical Service Support Agreement. If Buyer is ordering service, Buyer affirms reading and accepts the terms of the Technical Service Support Agreement.

### **Warranty**

Physio-Control, Inc. warrants its products in accordance with the terms of the standard Physio-Control, Inc. product warranty applicable to the product to be supplied. Physio-Control, Inc. warrants services and replacement parts provided in performing such services against defects in accordance with the terms of the Physio-Control, Inc. service warranty set forth in the Technical Service Support Agreement. The remedies provided under such warranties shall be the Buyer's sole and exclusive remedies. Physio-Control, Inc. makes no other warranties, express or implied, including, without limitation, NO WARRANTY OF MERCHANTABILITY OR FITNESS FOR A PARTICULAR PURPOSE, AND IN NO EVENT SHALL PHYSIO-CONTROL, INC. BE LIABLE FOR INCIDENTAL, CONSEQUENTIAL, SPECIAL OR OTHER DAMAGES.

### **Patent & Indemnity**

Upon receipt of prompt notice from the Buyer and with the Buyer's authority and assistance, Physio-Control, Inc. agrees to defend, indemnify and hold the Buyer harmless against any claim that the Physio-Control, Inc. products covered by this document directly infringe any United States of America patent.

### **Miscellaneous**

a) The Buyer agrees that products purchased hereunder will not be reshipped or resold to any persons or places prohibited by the laws of the United States of America. b) Through the purchase of Physio-Control, Inc. products, the Buyer does not acquire any interest in any tooling, drawings, design information, computer programming, patents or copyrighted or confidential information related to said products, and the Buyer expressly agrees not to reverse engineer or decompile such products or related software and information. c) The rights and obligations of Physio-Control, Inc. and the Buyer related to the purchase and sale of products and services described in this document shall be governed by the laws of the State of Washington, United States of America. All costs and expenses incurred by the prevailing party related to enforcement of its rights under this document, including reasonable attorneys fees, shall be reimbursed by the other party.



# BEDFORD FIRE DEPARTMENT

*Always Determined – Always Prepared*

Date: 10-17-2013

TO: Bobby Sewell – Deputy Chief

From: Roy Yamada M.D. – EMS Medical Director

Ref: Purchasing of Monitor Defibrillator

Chief Sewell,

I am aware that the Bedford Fire Department will be purchasing a new monitor defibrillator. Our EMS protocols in all of my contracted Cities call for BiPhasic Defibrillators that have 360 Joules of Defibrillator Energy for patients weighing more than 90 kg of body weight. Thank you for accommodating these requirements in the purchase of our new monitor defibrillator. The Federal Drug Administration (FDA) has cited several failures of 200 Joules (maximum energy) BiPhasic Defibrillator and the Bedford Fire Department must purchase the most appropriate equipment for our Citizens.

Roy Yamada, M.D.

EMS Medical Director



# Council Agenda Background

**PRESENTER:** Thomas L. Hoover, P.E.  
Public Works Director

**DATE:** 11/12/13

**Council Mission Area:** Protect the vitality of neighborhoods.

**ITEM:**

Consider a resolution authorizing the City Manager to enter into a contract with JLB Contracting for Dora Street reconstruction from Pipeline Road to Phyllis Street in the amount of \$1,041,746.05.

**City Attorney Review:** Yes

**City Manager Review:** \_\_\_\_\_

**DISCUSSION:**

For the last several years, Dora Street from E. Pipeline Road to Phyllis Street, has shown significant street failure that warrants total reconstruction. The Concept and Design Report prepared in 2012 by Baird, Hampton & Brown indicated an 18-inch crown in the center line of the street. During inclement weather, safety vehicles have a hard time negotiating the roadway due to this unusually high crown.

The proposed contract would correct all of these issues by removing and replacing the existing street. In addition, it will be necessary to replace all of the utility service lines, a portion of the water main, water valves, sidewalks, curbs and gutters, drive approaches, and yard restoration.

On October 23, 2013, seven bids were received for the Dora Street Project. JLB Contracting submitted the lowest responsible bid in the amount of \$1,041,746.05. The highest bid received was \$1,492,660.80. The average bid was \$1,222,470.73. The engineers' estimate for this project was \$1,224,500.

The engineering firm, Baird, Hampton & Brown Inc., has qualified JLB Contracting to do the proposed project for \$1,041,746.05.

The completion time for the project is 135 working days. If approved, the award amount of \$1,041,746.05 will be paid from the 2013 General Obligation Bonds sold in September of this year.

**RECOMMENDATION:**

Staff recommends the following motion:

Approval of a resolution authorizing the City Manager to enter into a contract with JLB Contracting for Dora Street reconstruction from Pipeline Road to Phyllis Street in the amount of \$1,041,746.05.

**FISCAL IMPACT:**

Budget Amount	\$1,200,000
Bid Amount:	\$1,041,746.05
Funding from 2013 GOs:	\$1,041,746.05
Difference:	\$158,254

**ATTACHMENTS:**

- Resolution
- Location Maps
- Bid Tabulation
- Award Recommendation

RESOLUTION NO. 13-

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH JLB CONTRACTING FOR DORA STREET RECONSTRUCTION FROM PIPELINE ROAD TO PHYLLIS STREET IN THE AMOUNT OF \$1,041,746.05.

WHEREAS, the City Council of Bedford, Texas has determined that the Dora Street Reconstruction Project is necessary for the health and safety of its citizens; and,

WHEREAS, the City Council of Bedford, Texas has determined that reconstruction of Dora Street will enhance the livability standards for those citizens affected by street failure; and,

WHEREAS, the City Council of Bedford, Texas recognizes the importance of providing these improvements to protect the vitality of neighborhoods.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BEDFORD, TEXAS:

SECTION 1. That the recitals above are found to be true and correct, and are incorporated herein.

SECTION 2. That the City Council does hereby authorize the City Manager to enter into a contract with JLB Contracting for the Dora Street Reconstruction Project in the amount of \$1,041,746.05.

SECTION 3. That funding in the amount of \$1,041,746.05 will come from the 2013 General Obligation Bonds.

PASSED AND APPROVED this 12th day of November, 2013, by a vote of \_\_\_ ayes, \_\_\_ nays, and \_\_\_ abstentions, at a regular meeting of the City Council of the City of Bedford, Texas.

\_\_\_\_\_  
Jim Griffin, Mayor

ATTEST:

\_\_\_\_\_  
Michael Wells, City Secretary

APPROVED AS TO FORM:

\_\_\_\_\_  
Stan Lowry City Attorney



NOTE: This information is to be used for general informational purposes only. The Agency shall be responsible for the accuracy of the information. The Agency shall be responsible for the accuracy of the information. The Agency shall be responsible for the accuracy of the information. The Agency shall be responsible for the accuracy of the information.



# Dora Drive Repaving Project



1 in = 700 feet

Project Limits

**CITY OF BEDFORD**  
**DORA STREET RECONSTRUCTION**  
**Bid Opening Time and Date: 10 am Wednesday, October 23, 2013**

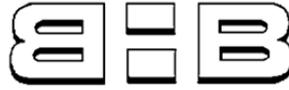
**Bid Tabulation**

Dora Street Reconstruction  
23-Oct-13

**BIDDERS**

Stable & Winn	RKM Utility	McClendon Construction	Tiseo Paving Co.	XIT Paving Co.
\$1,106,533.00	\$1,129,275.00	\$1,147,363.00	\$1,267,604.25	\$1,372,113.02

Fain Group	<b>RECOMMENDED AWARD</b> JLB Contracting Corporation	<b>AVERAGE COST</b>
\$1,492,660.60	\$1,041,746.05	\$1,222,470.73



October 24, 2013

**Mr. Thomas Hoover, P.E., Director**  
**Public Works Department**  
**City of Bedford**  
 1813 Reliance Parkway  
 Bedford, Texas 76021  
 Tel 817-952-2200

**RE: BID RESULTS & RECOMMENDATIONS**  
**RECONSTRUCTION OF DORA STREET**  
**BHB Project No. 11.714.00**

Mr. Hoover,

As you know, the Bid Opening for the above referenced project occurred Wednesday, October 23, 2013, at City of Bedford Public Works Center. There were a total of seven (7) bids received, with a low bid of \$1,041,746.05 by JLB Contracting; and a high bid of \$1,492,660.80 by XIT Paving & Construction.

Please be informed that the bids are in-line with the Engineer's Estimate of Probable Construction Cost of \$1,242,000.00; and reflect a fair and competitive bid environment. The difference between the lowest and 2<sup>nd</sup> lowest bid is \$64,786.95 or 6.2%; and the difference between the high and the low bids is \$450,914.75 or 43.2%. Both of these amounts/percentages are reasonable. The following is a tabulation of the three lowest bids received:

<u>Bid Proposal Item Description</u>	<u>JLB Contracting</u>	<u>Stabile &amp; Winn</u>	<u>RKM Utility</u>
Water & Sewer Improvements	198,220.40	204,361.00	186,554.00
Paving & Drainage Improvements	843,525.65	902,172.00	942,721.00
Project Total	<b>1,041,746.05</b>	1,106,533.00	1,129,275.00

We are somewhat familiar with the low bidder, JLB Contracting; they have successfully constructed other projects we've designed, and we understand they've also constructed projects for the City of Bedford. We therefore recommend JLB Contracting be awarded this project.

---

Mr. Thomas Hoover, PE  
October 24, 2013  
Page 2

As written, the contract documents stipulate that the Contractor is responsible for construction staking and construction materials and compaction testing... therefore, these additional cost items have already been addressed. However, the potentiality for change orders is always present and we typically suggest budgeting approximately five (5%) percent for this possibility. **The total construction budget should therefore be set at \$1,100,000.**

For your reference, we've enclosed a complete bid tabulation of all bids received.

Thank you,

**Baird, Hampton & Brown, Inc.**



Konstantine Bakintas, P.E.  
Principal, Sr. Civil Engineer

Enclosure: Bid Tabulation

CC: Bill Shelton, Public Works Superintendent

e:\2011.000.000\2011.714.000\docs\bid results & recommendations\_10-24-13.docx



# Council Agenda Background

**PRESENTER:** Eric Griffin, Deputy Police Chief

**DATE:** 11/12/13

**Council Mission Area:** Be responsive to the needs of the community.

**ITEM:**

Consider a resolution authorizing the City Manager to accept an armored personnel carrier from the Texas Department of Public Safety through the Texas 1033 Program.

**City Attorney Review:** N/A

**City Manager Review:** \_\_\_\_\_

**DISCUSSION:**

The City of Bedford, as a member agency of the Northeast Tarrant County Area SWAT Team (NETCAST), has requested to receive an armored personnel carrier, valued at \$450,000 - \$620,000, free of charge from the Texas 1033 Program (Military Surplus Program). Due to military downsizing, the Department of Defense is relinquishing several armored personnel carriers to the State. In turn, the State will decide the appropriate governmental entities to receive the units.

The request is for a 2007 or newer MAXXPRO or a Caiman model armored personnel carrier. The MAXXPRO is able to transport 6 full geared SWAT personnel, while the Caiman can transport 10.

Armored personnel carriers are used for SWAT missions, including high risk incidents involving active shooters, barricaded suspects, emergency response, first responder, critical incidents, hostage rescue, natural disaster rescue and missions involving drug trafficking/drug interdiction.

Bedford will serve as the repository for the equipment on behalf of NETCAST and will be obligated to comply with all reporting requirements, including potential audits. NETCAST, a regionalized SWAT Team consisting of officers from the cities of Bedford, Hurst, Euless and Grapevine, was formed in October 2012, with Deputy Chief Eric Griffin selected to serve as the Commander over that unit.

The formation of NETCAST was designed with the intent for this Unit to be able to handle one large-scale event or two simultaneous high-risk incidents. In addition to the manpower needs to accomplish this mission, there is a need for an additional armored personnel carrier. Bedford is the only member of NETCAST with an armored personnel carrier. Bedford's current carrier (which was obtained through the Texas 1033 Program by the City of Irving and later transferred to the City of Bedford) is a 1981 Cadillac Gage Ranger 4x4. The two models under consideration through this program offer significantly improved ballistic protection over Bedford's current unit. A second unit would greatly enhance NETCAST's ability to have armored carrier protection at two simultaneous events. NETCAST is comprised of 52 members between the four agencies and covers 72.1 square miles of combined city geography.

If approved, member(s) of NETCAST will travel to Texarkana or Mississippi to receive the unit. The City of Bedford will have 48 hours from the time of the offer to accept the unit.

The combined cities that make up NETCAST will share the cost of maintaining and fueling the unit.

**RECOMMENDATION:**

Staff recommends the following motion:

Approval of a resolution authorizing the City Manager to accept an armored personnel carrier from

the Texas Department of Public Safety through the Texas 1033 Program.

**FISCAL IMPACT:**

City of Bedford will share  $\frac{1}{4}$  of the costs associated with maintenance and fuel consumption. Maintenance is estimated at \$800.00 per year (to be divided amongst the four cities). Fuel estimation is unknown at this time, but will be limited as this unit will only be utilized during a high risk incident or training exercise.

**ATTACHMENTS:**

Resolution

RESOLUTION NO. 13-

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ACCEPT AN ARMORED PERSONNEL CARRIER FROM THE TEXAS DEPARTMENT OF PUBLIC SAFETY THROUGH THE TEXAS 1033 PROGRAM.

WHEREAS, the City Council of Bedford, Texas determines that an armored personnel carrier will benefit the Northeast Tarrant County Area SWAT Team (NETCAST); and,

WHEREAS, the City Council of Bedford, Texas determines the necessity for NETCAST to have specialized equipment.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BEDFORD, TEXAS:

SECTION 1. That the recitals above are found to be true and correct, and are incorporated herein.

SECTION 2. That the City Council authorizes the City Manager to accept an armored personnel carrier from the Texas Department of Public Safety through the Texas 1033 Program.

PASSED AND APPROVED this 12th day of November 2013, by a vote of \_\_\_ ayes, \_\_\_ nays and \_\_\_ abstentions, at a regular meeting of the City Council of the City of Bedford, Texas.

\_\_\_\_\_  
Jim Griffin, Mayor

ATTEST:

\_\_\_\_\_  
Michael Wells, City Secretary

APPROVED AS TO FORM:

\_\_\_\_\_  
Stan Lowry, City Attorney



# Council Agenda Background

**PRESENTER:** Kelli Agan, Technical Services Manager

**DATE:** 11/12/13

**Council Mission Area:** Demonstrate excellent customer service in an efficient manner.

**ITEM:**

Consider a resolution authorizing the Mayor to certify the Equitable Sharing Agreement and Certification as required by the United States Department of Justice.

**City Attorney Review:** N/A

**City Manager Review:** \_\_\_\_\_

**DISCUSSION:**

Each year, the Police Department files an Equitable Sharing Agreement and Certification report with the United States Department of Justice Asset Forfeiture and Money Laundering Section. This year, the Police Department received asset forfeitures from the United States Marshal Service.

The Equitable Sharing Agreement and Certification report captures all property and/or cash funds that were forfeited to the Police Department through a federal court. Additionally, the report also reflects all expenditures utilizing forfeited funds.

Assets (either property or cash) received through the Equitable Sharing Agreement must be utilized for law enforcement related purposes.

**RECOMMENDATION:**

Staff recommends the following motion:

Approval of a resolution authorizing the Mayor to certify the Equitable Sharing Agreement and Certification as required by the United States Department of Justice.

**FISCAL IMPACT:**

N/A

**ATTACHMENTS:**

Resolution  
Equitable Sharing Agreement and Certification

RESOLUTION NO. 13-

A RESOLUTION AUTHORIZING THE MAYOR TO CERTIFY THE EQUITABLE SHARING AGREEMENT AND CERTIFICATION AS REQUIRED BY THE UNITED STATES DEPARTMENT OF JUSTICE.

WHEREAS, the City Council of Bedford, Texas completed an inspection of the report; and,

WHEREAS, the City Council of Bedford, Texas believes that the Equitable Sharing Agreement and Certification report is true and correct and contains all of the required information.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BEDFORD, TEXAS:

SECTION 1. That the above findings are true and correct and incorporated herein.

SECTION 2. That the City Council of Bedford, Texas authorizes the Mayor to certify the Equitable Sharing Agreement and Certification as required by the United States Department of Justice.

PASSED AND APPROVED this 12th day November of 2013, by a vote of \_\_\_ ayes, \_\_\_ nays and \_\_\_ abstentions, at a regular meeting of the City Council of the City of Bedford, Texas.

\_\_\_\_\_  
Jim Griffin, Mayor

ATTEST:

\_\_\_\_\_  
Michael Wells, City Secretary

APPROVED AS TO FORM:

\_\_\_\_\_  
Stan Lowry, City Attorney



Summary of Shared Funds Spent		Justice Funds	Treasury Funds
a	Total spent on salaries under permitted salary exceptions		
b	Total spent on overtime		
c	Total spent on informants, "buy money", and rewards		
d	Total spent on travel and training		
e	Total spent on communications and computers		
f	Total spent on weapons and protective gear		
g	Total spent on electronic surveillance equipment		
h	Total spent on buildings and improvements		
i	Total transfers to other participating state and local law enforcement agencies (To populate, complete Table C)		
j	Total spent on other law enforcement expenses (To populate, complete Table D)	\$6,699.59	
k	Total Expenditures in Support of Community-Based Programs (To populate, complete Table E)		
l	Total Windfall Transfers (To populate, complete Table F)		
m	Total spent on matching grants (To populate, complete Table G)		
n	<b>Total</b>	\$6,699.59	\$0.00
o	Did your agency receive non-cash assets? <input type="radio"/> Yes <input type="radio"/> No If yes, complete Table H.		

Please fill out the following tables, if applicable.

**Table A: Members of Task Force**

Agency Name	NCIC/ORI/Tracking Number

**Table B: Equitable Sharing Funds Received from other Agencies**

Transferring Agency Name, City, and State	Justice Funds	Treasury Funds
Agency Name: United States Marshal Service	\$9,481.83	
NCIC/ORI/Tracking Number: T X U S M 0 I 0 0		

**Table C: Equitable Sharing Funds Transferred to Other Agencies**

Receiving Agency Name, City, and State	Justice Funds	Treasury Funds
Agency Name:		
NCIC/ORI/Tracking Number:		

**Table D: Other Law Enforcement Expenses**

Description of Expense	Justice Funds	Treasury Funds
Office furniture for new Repeat Victimization Unit	\$3,118.78	
Cable pulls for network lines for new Repeat Victimization Unit	\$375.00	
Cable pulls for VGA box for SMARTBoard installed at the Police Department Emergency Operation Center	\$754.79	
Two Laptop Computers to be used for Rapid Deployment	\$1,338.00	
Police ID Card Software, Printer, Camera & Fingerprint Scanner	\$1,113.02	

**Table E: Expenditures in Support of Community-Based Programs**

Recipient	Justice Funds	Treasury Funds

**Table F: Windfall Transfers**

Recipient	Justice Funds	Treasury Funds

**Table G: Matching Grants**

Matching Grant Name	Justice Funds	Treasury Funds

**Table H: Other Non-Cash Assets Received**

Source	Description of Asset
Justice <input type="radio"/>	
Treasury <input type="radio"/>	

**Table I: Civil Rights Cases**

Name of Case	Type of Discrimination Alleged			
	<input type="checkbox"/> Race	<input type="checkbox"/> Color	<input type="checkbox"/> National Origin	<input type="checkbox"/> Gender
<input type="checkbox"/> Disability	<input type="checkbox"/> Age	<input type="checkbox"/> Other		

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Under the Paperwork Reduction Act, a person is not required to respond to a collection of information unless it displays a valid OMB control number. We try to create accurate and easily understood forms that impose the least possible burden on you to complete. The estimated average time to complete this form is 30 minutes. If you have comments regarding the accuracy of this estimate, or suggestions for making this form simpler, please write to the Asset Forfeiture and Money Laundering Section, 1400 New York Avenue, N.W., Washington, DC 20005.

# Equitable Sharing Agreement

This Federal Equitable Sharing Agreement, entered into among (1) the Federal Government, (2) the above-stated law enforcement agency ("Agency"), and (3) the governing body, sets forth the requirements for participation in the federal Equitable Sharing Program and the restrictions upon the use of federally forfeited cash, property, proceeds, and any interest earned thereon, which are equitably shared with participating law enforcement agencies.

By its signatures, the Agency agrees that it will be bound by the statutes and guidelines that regulate shared assets and the following requirements for participation in the federal Equitable Sharing Program. Receipt of the signed Equitable Sharing Agreement and Certification (this "Document") is a prerequisite to receiving any equitably shared cash, property, or proceeds.

**1. Submission.** This Document must be submitted to [aca.submit@usdoj.gov](mailto:aca.submit@usdoj.gov) within 60 days of the end of the Agency's fiscal year. This Document must be submitted electronically with the Affidavit/Signature submitted by fax. This will constitute submission to the Department of Justice and the Department of the Treasury.

**2. Signatories.** This agreement must be signed by the head of the Agency and the head of the governing body. Examples of Agency heads include police chief, sheriff, director, commissioner, superintendent, administrator, chairperson, secretary, city attorney, county attorney, district attorney, prosecuting attorney, state attorney, commonwealth attorney, and attorney general. The governing body's head is the person who allocates funds or approves the budget for the Agency. Examples of governing body heads include city manager, mayor, city council chairperson, county executive, county council chairperson, director, secretary, administrator, commissioner, and governor.

**3. Uses.** Any shared asset shall be used for law enforcement purposes in accordance with the statutes and guidelines that govern the federal Equitable Sharing Program as set forth in the current edition of the Department of Justice's *Guide to Equitable Sharing for State and Local Law Enforcement (Justice Guide)*, and the Department of the Treasury's *Guide to Equitable Sharing for Foreign Countries and Federal, State, and Local Law Enforcement Agencies (Treasury Guide)*.

**4. Transfers.** Before the Agency transfers cash, property, or proceeds to other state or local law enforcement agencies, it must first verify with the Department of Justice or the Department of the Treasury, depending on the source of the funds, that the receiving agency is a current and compliant Equitable Sharing Program participant.

**5. Internal Controls.** The Agency agrees to account separately for federal equitable sharing funds received from the Department of Justice and the Department of the Treasury. Funds from state and local forfeitures and other sources must not be commingled with federal equitable sharing funds. The Agency shall establish a separate revenue account or accounting code for state, local, Department of Justice, and Department of the Treasury forfeiture funds. Interest income generated must be accounted for in the appropriate federal equitable sharing account.

The Agency agrees that such accounting will be subject to the standard accounting requirements and practices employed for other public funds as supplemented by requirements set forth in the current edition of the *Justice Guide* and the *Treasury Guide*, including the requirement in the *Justice Guide* to maintain relevant documents and records for five years.

The misuse or misapplication of shared resources or the supplantation of existing resources with shared assets is prohibited. Failure to comply with any provision of this agreement shall subject the recipient agency to the sanctions stipulated in the current edition of the *Justice or Treasury Guides*, depending on the source of the funds/property.

**6. Audit Report.** Audits will be conducted as provided by the Single Audit Act Amendments of 1996 and OMB Circular A-133. The Department of Justice and Department of the Treasury reserve the right to conduct periodic random audits.

## Affidavit - Existing Participant

Under penalty of perjury, the undersigned officials certify that **they have read and understand their obligations under the Equitable Sharing Agreement** and that the information submitted in conjunction with this Document is an accurate accounting of funds received and spent by the Agency under the *Justice* and/or *Treasury Guides* during the reporting period and that the recipient Agency is in compliance with the National Code of Professional Conduct for Asset Forfeiture.

The undersigned certify that the recipient Agency is in compliance with the nondiscrimination requirements of the following laws and their Department of Justice implementing regulations: Title VI of the Civil Rights Act of 1964 (42 U.S.C. § 2000d *et seq.*), Title IX of the Education Amendments of 1972 (20 U.S.C. § 1681 *et seq.*), Section 504 of the Rehabilitation Act of 1973 (29 U.S.C. § 794), and the Age Discrimination Act of 1975 (42 U.S.C. § 6101 *et seq.*), which prohibit discrimination on the basis of race, color, national origin, disability, or age in any federally assisted program or activity, or on the basis of sex in any federally assisted education program or activity. The Agency agrees that it will comply with all federal statutes and regulations permitting federal investigators access to records and any other sources of information as may be necessary to determine compliance with civil rights and other applicable statutes and regulations.

**During the past fiscal year: (1) has any court or administrative agency issued any finding, judgment, or determination that the Agency discriminated against any person or group in violation of any of the federal civil rights statutes listed above; or (2) has the Agency entered into any settlement agreement with respect to any complaint filed with a court or administrative agency alleging that the Agency discriminated against any person or group in violation of any of the federal civil rights statutes listed above?**       Yes     No

**If you answered yes to the above question, complete Table I**

**Agency Head**

**Governing Body Head**

Signature: \_\_\_\_\_  
 Name: Roger gibson  
 Title: Police Chief  
 Date: \_\_\_\_\_  
 E-mail: roger.gibson@bedfordtx.gov

Signature: \_\_\_\_\_  
 Name: Jim Griffin  
 Title: Mayor  
 Date: \_\_\_\_\_  
 E-mail: jim.griffin@bedfordtx.gov

**Subscribe to Equitable Sharing Wire:**

The Equitable Sharing Wire is an electronic newsletter that gives you important, substantive, information regarding Equitable Sharing policies, practices, and procedures.

kelli.agan@bedfordtx.gov  
 \_\_\_\_\_  
 \_\_\_\_\_

**Final Instructions:**

- Step 1: Click to save for your records
- Step 2: Click to save in XML format

- Step 3: E-mail the XML file to [aca.submit@usdoj.gov](mailto:aca.submit@usdoj.gov)
- Step 4: Fax THIS SIGNED PAGE ONLY to (202) 616-1344

FOR AGENCY USE ONLY  
 Entered by \_\_\_\_\_  
 Entered on \_\_\_\_\_



Date Printed: October 31, 2013 10:42

FY End: 09/30/2013       NCIC: TX2200300      Agency: City of Bedford Police Department      Phone: (817) 952-2174  
 State: TX      Finance Contact: Cliff Blackwell      E-mail: [cliff.blackwell@bedfordtx.gov](mailto:cliff.blackwell@bedfordtx.gov)



# Council Agenda Background

**PRESENTER:** Beverly Griffith, City Manager

**DATE:** 11/12/13

**Council Mission Area:** Encourage citizen involvement.

**ITEM:**

Consider a resolution casting votes for candidates to serve on the Board of Directors for the Tarrant Appraisal District.

**City Attorney Review:** N/A

**City Manager Review:** \_\_\_\_\_

**DISCUSSION:**

The Tarrant Appraisal District notified the City that the terms of service for the five members of the Board of Directors will expire on December 31, 2013 and that there are five positions to be filled. There are eight nominees for the five positions.

The current members of the TAD Board of Directors are shown below. The list of nominees can be found on the second page of the attached letter from TAD.

Joe Potthoff	Chairman
David Averitt	
John Fegan	
John Molyneaux	
Michael Glaspie	

Attached for Council's information is a letter from John T. Eubanks, asking for the City of Bedford's consideration of his appointment.

The City of Bedford is entitled to cast 24 votes collectively or separately

**RECOMMENDATION:**

Staff recommends the following motion:

Approval of a resolution casting \_\_\_\_\_ votes for \_\_\_\_\_ for the Board of the Tarrant Appraisal District.

**FISCAL IMPACT:**

N/A

**ATTACHMENTS:**

Resolution  
Letter from Tarrant Appraisal District  
Letter from John T. Eubanks

**RESOLUTION NO. 13-**

**A RESOLUTION OF THE CITY COUNCIL OF BEDFORD, TEXAS, CASTING VOTES FOR CANDIDATES TO SERVE ON THE BOARD OF DIRECTORS FOR THE TARRANT APPRAISAL DISTRICT.**

**WHEREAS, the Tarrant Appraisal District has notified the City that the terms of service for the five members of the Board of Directors will expire on December 31, 2013; and,**

**WHEREAS, the determination of votes to be cast for the nominees for the Board of Tarrant Appraisal District must be made in an open meeting and submitted in the form of a resolution adopted by the governing body by December 14, 2013.**

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BEDFORD, TEXAS:**

**SECTION 1. That the recitals above are found to be true and correct, and are incorporated herein.**

**SECTION 2. That the City of Bedford does hereby cast its votes as follows:**

\_\_\_\_\_ votes for \_\_\_\_\_

**SECTION 3. That this resolution be forwarded to the Tarrant Appraisal District by December 14, 2013.**

**PASSED AND APPROVED this 12th day of November 2013, by a vote of \_\_\_ ayes, \_\_\_nays, and \_\_\_ abstentions, at a regular meeting of the City Council of the City of Bedford, Texas.**

\_\_\_\_\_  
**Jim Griffin, Mayor**

**ATTEST:**

\_\_\_\_\_  
**Michael Wells, City Secretary**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
**Stan Lowry, City Attorney**



*Jeff Law  
Executive Director  
Chief Appraiser*

October 25, 2013

Ms. Beverly Griffith  
City Manager  
City of Bedford  
2000 Forest Ridge Drive  
Bedford, Texas 76021

Dear Ms. Griffith:

The terms of service for the five (5) elected Directors of the Tarrant Appraisal District expire December 31, 2013. The deadline for nominations has passed. Enclosed is a list of nominees for these five (5) positions and an official ballot.

The Property Tax Code requires that votes be in an open meeting by resolution. All votes may be cast for one candidate or distributed among any number of candidates listed on the official ballot. There is NO provision for write in candidates. Votes cast for someone other than the candidates listed on the ballot cannot be counted.

The deadline for voting is December 14, 2013. You may mail the ballot resolution, fax to (817) 595-6198 or email to [mmccoy@tad.org](mailto:mmccoy@tad.org). The five (5) candidates receiving the most votes are elected to a two (2) year term beginning January 1, 2014.

All tax units will be notified of the results of the election before December 31, 2013.

Sincerely,

A handwritten signature in blue ink, appearing to read "Jeff Law", is written over the typed name.

Jeff Law  
Executive Director  
Chief Appraiser

JL:mm  
Encl.



**OFFICIAL BALLOT**

**ELECTION OF MEMBERS TO THE BOARD OF DIRECTORS  
TARRANT APPRAISAL DISTRICT**

We, the governing body of City of Bedford having been advised by the Chief Appraiser of Tarrant Appraisal District that we are entitled to cast 24 votes collectively or separately for the following nominees for the Board of Tarrant Appraisal District:

- David Averitt
- Johnny Bennett
- John Deithloff
- John Eubanks
- John Fegan (Mr. Fegan has withdrawn his name for consideration for this term.)
- Michael Glaspie (Mr. Glaspie has withdrawn his name for consideration for this term.)
- Mike Leyman
- John Molyneaux
- Michael P. O'Donnell
- Joe Potthoff

do hereby resolve and order that City of Bedford cast and does hereby cast its votes as follows:

\_\_\_\_\_ votes for \_\_\_\_\_

Passed this \_\_\_\_\_ day of \_\_\_\_\_, 2013

\_\_\_\_\_  
Presiding Officer

ATTEST  
\_\_\_\_\_, Secretary or Clerk, City of Bedford

**IMPORTANT:** This ballot should be returned by December 15, 2013 to Jeff Law, Chief Appraiser, Tarrant Appraisal District, 2500 Handley-Ederville Rd., Fort Worth, Texas, 76118

October 25, 2013

Beverly Griffith  
City Manager  
City of Bedford  
2000 Forest Ridge Drive  
Bedford, Texas 76021

Re: Tarrant Appraisal District  
Board of Directors

Dear Mrs. Griffith:

Soon you will receive a ballot from Tarrant Appraisal District (TAD) which identifies candidates for appointment to the TAD Board of Directors effective January 1, 2014 for a two year term. Your votes will be cast by resolution and delivered to TAD by December 15, 2013.

There will be ten (10) candidates on the ballot to fill five (5) seats on the TAD Board beginning January 1, 2014. As I understand it, two of the ten nominees are incumbents who do not wish to be reappointed to the Board. It is important to remember that the TAD Board does not value property nor does it exercise any power over the Appraisal Review Board decisions. Rather the TAD Board is in place to insure that the policies and practices are effective and fair and that the TAD budget is developed in a manner that is consistent with good business practices that will provide for an operation that will function with efficiency and effectiveness in carrying out its purpose.

I believe I am uniquely qualified to serve on this board as I have served three terms previously before stepping down in 2011 for a term. Attached you will find a resume that gives you more information about me. This information supports the fact that I involve myself in areas that influence the common good of our communities. As a resident of Tarrant County for over thirty-five (35) years, I appreciate the need to insure that our taxes are used to provide good government services that are fair, efficient and cost effective.

Thank you in advance for your favorable considerations and votes. You may contact me as set out below if required.

Sincerely,



John T. Eubanks  
7009 Lismore Court  
Colleyville, Texas 76034-6624  
817-706-9801

John T. Eubanks  
7009 Lismore Court  
Colleyville, Texas 76034-6624

**PERSONAL**

Born—August 21, 1940 in Caldwell, Texas  
Married; three daughters and two sons; eight grandchildren  
Resided in Tarrant County for over thirty five (35) years

**EDUCATION**

Caldwell High School, Caldwell, Texas, 1958  
Texas A&M University; Business Administration-Accounting; 1962

**BUSINESS**

Chairman, Chief Executive Officer, President and Owner of Mesco Metal Buildings located in Southlake, Texas from 1988 until 2000 (Retired); manufacturing and sales of engineered metal building systems and components in the Central and Southeastern regions of the United States. Prior to 1988, served as executive and/or owner in a variety of businesses engaged in manufacturing and sales.

**OTHER**

First Baptist Church Colleyville, Member  
Grapevine-Colleyville Education Foundation, Founding Donor and Director  
Grapevine-Colleyville Education Foundation Distinguished Friend Award - 2008  
Carroll Education Foundation, Founding Donor and Director  
Grapevine-Colleyville ISD – Former Member of Board of Trustees and President  
Colleyville Tax Increment Financing District (TIF), Board of Directors  
Colleyville Public Library, Former Ex-Officio Member of Board of Directors  
Colleyville Area Chamber of Commerce- Former Member  
Baylor Medical at Grapevine, Donor and Former Member of Development Committee  
Northeast Tarrant County American Heart Association, Former Director  
Harris Methodist Health Foundation Board of Governors and Finance Committee  
Harris Methodist Health Foundation, Chairman, Endowment Sub-Committee  
Harris Methodist Hospital (HEB), Steering Committee for Siratt Women's Center  
Texas A&M University Lowry Mays School of Business Outstanding Alumni  
Tarrant Appraisal District, Board of Directors (2006 – 2011)  
Texas A&M Association of Former Students Endowed Diamond Century Club  
Texas A&M University President's Endowed Scholarship Donor  
Texas A&M University Permanently Endowed 12<sup>th</sup> Man Scholarship Donor  
GCISD Committee for Continued Educational Excellence, Former Chairman  
Colleyville Lions Club  
Texas A&M 12<sup>th</sup> Man Foundation, Mid-Cities Champions Council  
Northeast Leadership Forum  
John Peter Smith Hospital, Advisory Council  
U.S. Army Reserve – 1963 - 1969



# Council Agenda Background

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**PRESENTER:** Patricia Nolan, Council Member

**DATE:** 11/12/13

**Council Request**

**ITEM:**

**Discussion on the fence ordinance. \*\*This item requested by Councilmember Nolan.**

**City Manager Review:** \_\_\_\_\_

**DISCUSSION:**

**Councilmember Nolan requested this item be placed on the agenda for discussion.**

**ATTACHMENTS:**

**Letter of Request**

From: Nolan, Patricia  
Sent: Wednesday, November 06, 2013 11:54 AM  
To: Wells, Michael  
Subject: City Council Agenda

Michael-  
Please add to the agenda for November 12, to continue discussion on fence ordinance.

Thanks-  
Patricia