

AGENDA

Regular Meeting of the Bedford City Council
Tuesday, February 24, 2015
Bedford City Hall Building A
2000 Forest Ridge Drive
Bedford, Texas 76021

Council Chamber Work Session 5:30 p.m.
Council Chamber Regular Session 6:30 p.m.

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

COUNCIL CHAMBER WORK SESSION

- Review and discuss items on the regular agenda and consider placing items for approval by consent.
- Republic Services Presentation on the Recycle Cart Pilot Program.

EXECUTIVE SESSION

To convene in the conference room, if time permits, 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 3200 Meadow Park Drive.
- b) Pursuant to Section 551.087, deliberation regarding economic development negotiations relative to Block 1, Lot 1RB, Bedford Meadows Shopping Center.
- c) Pursuant to Section 551.087, deliberation regarding economic development negotiations with the City of Euless.
- d) Section 551.071, consultation with City Attorney regarding pending or contemplated litigation – Restaurants with alcohol sales in violation of Section 10.06 “Annual reporting requirements for authorized restaurants with alcohol sales” of the City of Bedford’s Code of Ordinances.
- e) Pursuant to Section 551.074, personnel matters – City Manager search.

REGULAR SESSION 6:30 P.M.

CALL TO ORDER/GENERAL COMMENTS

INVOCATION (Senior Pastor Nosa Oniwu, Arise & Shine International Ministries)

PLEDGE OF ALLEGIANCE

ANNOUNCEMENTS/UPCOMING EVENTS

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.)

CONSIDER APPROVAL OF ITEMS BY CONSENT

COUNCIL RECOGNITION

1. Employee Service Recognition

APPROVAL OF THE MINUTES

2. Consider approval of the following City Council minutes:
 - a) February 10, 2015 regular meeting

PERSONS TO BE HEARD

3. The following individual has requested to speak to the Council tonight under Persons to be Heard:
 - a) John DeLorme, 1129 Woodvale Drive, Bedford, Texas 76021 – Requested to speak to the Council regarding ZBA and the Bedford Commons project.

NEW BUSINESS

4. Public hearing and consider an ordinance to rezone property known as a 0.7533 acre parcel of land located in the Buffalo Bayou, Brazos, and Colorado Railroad Co. Survey, Abst. No. 204 of the City of Bedford, Tarrant County Texas, from MHC/H Commercial to MHC/H/SUP-Gasoline Service Station and Pump Islands. Said property is located at 4101 State Highway 121, Bedford, Texas. The property is generally located west of State Highway 121 and south of Cheek-Sparger Road. (Z-265)
5. Consider an ordinance approving a resolution authorizing the issuance, sale, and delivery of Trinity River Authority of Texas (Tarrant County Supply Water Project) improvement revenue bonds, and approving and authorizing instruments and procedures relating thereto.
6. Consider a resolution authorizing the Interim City Manager to execute an interlocal agreement between the City of Hurst, Texas and the City of Bedford, Texas relating to the engineering cost for a sanitary sewer metering study.
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 Norma's Cafe.
8. Consider a resolution accepting the report from the independent auditor and the audited financial statements for the fiscal year ending September 30, 2014 and providing an effective date.
9. Consider a resolution of the City Council of Bedford, Texas, designating the Interim City Manager as the Authorized Official for the grant received through the Office of the Governor, Criminal Justice Division for the Repeat Victimization Unit storefront.
10. Consider a resolution of the City Council of Bedford, Texas, authorizing the submission of the grant application for the Repeat Victimization Unit storefront to the Office of the Governor, Criminal Justice Division.
11. Consider a resolution approving a License Agreement Addendum to the Meadow Park Lease Agreement with the Hurst-Eules-Bedford Independent School District.
12. 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 Bradley Padia and Steve Padia dba Suns Field Development.

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

- ✓ **Animal Shelter Advisory Board - Councilmember Fisher**
- ✓ **Beautification Commission - Councilmember Turner**
- ✓ **Community Affairs Commission - Councilmember Boyter**
- ✓ **Cultural Commission - Councilmember Champney**
- ✓ **Library Board - Councilmember Davisson**
- ✓ **Parks & Recreation Board - Councilmember Davisson**
- ✓ **Teen Court Advisory Board - Councilmember Farco**

14. Council member Reports

15. City Manager/Staff Reports

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16. 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, February 20, 2015 at 5:00 p.m., and remained so posted at least 72 hours before said meeting convened.

Michael Wells, City Secretary

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 must be requested in writing to the City Secretary’s Office a minimum of seventy-two hours (72) hours prior to the scheduled starting time of the posted meeting. Requests can be delivered in person or mailed to the City Secretary’s Office at 2000 Forest Ridge Drive, Bedford, TX 76021, or emailed to mwells@bedfordtx.gov. Some requests may take longer due to the nature, extent and/or availability of such auxiliary aids, services or accommodations.)



Council Agenda Background

PRESENTER: Meg Jakubik, Assistant to the City Manager
Jeri Harwell, Republic Services

DATE: 02/24/15

Work Session

ITEM:

Republic Services Presentation on the Recycle Cart Pilot Program.

City Manager Review: _____

DISCUSSION:

On August 12, 2014, Jeri Harwell, Republic Services, presented a plan to the City Council regarding a Recycling Cart Pilot Program. With the Council's permission, the Pilot Program was launched in October 2014. At the conclusion of the pilot period, Republic Services conducted a survey of the homeowners included in the Pilot Program.

Tonight's presentation will cover the results of the survey. Attached are the survey results and comments from citizens regarding the program.

At this time, the financial impact of adopting this program has not been finalized. Ms. Harwell estimates that the impact to a resident's recycling fee could be between \$1.00 and \$1.50 per month. Council will be presented with options to minimize the impact to the residents.

ATTACHMENTS:

Survey Results
Citizen Comments

Communication About Pilot Program		Column Labels			
Row Labels	Thursday	Friday	NP	Grand Total	
1		242	246	38	526
2		88	110	38	236
3		12	13	6	31
4		4	8	5	17
		1			1
Grand Total		347	377	87	811

Frequency (1x per week)		Column Labels			
Row Labels	Thursday	Friday	NP	Grand Total	
1		277	270	51	598
2		58	88	32	178
3		8	7	2	17
4		3	7	1	11
Grand Total		346	372	86	804

Poly-Cart size (65 gallon)		Column Labels			
Row Labels	Thursday	Friday	NP	Grand Total	
1		273	273	46	592
2		49	70	21	140
3		8	16	6	30
4		14	16	12	42
Grand Total		344	375	85	804

Poly-cart ease of use		Column Labels			
Row Labels	Thursday	Friday	NP	Grand Total	
1		274	280	51	605
2		59	78	18	155
3		3	7	7	17
4		10	10	9	29
		1			1
Grand Total		347	375	85	807

Rolling poy-cart to curb		Column Labels			
Row Labels	Thursday	Friday	NP	Grand Total	
1		272	278	51	601
2		62	82	17	161
3		4	6	5	15
4		9	9	11	29
Grand Total		347	375	84	806

Poly-cart Storage		Column Labels			
Row Labels	Thursday	Friday	NP	Grand Total	
1		222	200	36	458

2	85	124	26	235
3	18	21	5	44
4	20	27	16	63
Grand Total	345	372	83	800

Lid Attached to Poly-cart Row Labels	Column Labels Thursday	Friday	NP	Grand Total
1	286	303	56	645
2	52	63	22	137
3	3	1	3	7
4	4	7	3	14
Grand Total	345	374	84	803

Question Response Time Row Labels	Column Labels Thursday	Friday	NP	Grand Total
1	216	209	30	455
2	78	105	26	209
3	2	3		5
4	2	5	4	11
	8	8	4	20
Grand Total	306	330	64	700

Overall Satisfaction Row Labels	Column Labels Thursday	Friday	NP	Grand Total
1	261	260	41	562
2	66	87	25	178
3	5	12	8	25
4	10	11	10	31
		1		1
Grand Total	342	371	84	797

65 cart, 95 cart or 18 bin Row Labels	Column Labels Thursday	Friday	NP	Grand Total
18	22	28	16	66
65	263	262	56	581
95	15	28	2	45
-		1		1
	1	5		6
65*95	1	2		3
65/18		2		2
65/95	4	4	1	9
(blank)				
Grand Total	306	332	75	713

65 gal is fine but for my use 18 gal bin would be better

Absolutely love it

After pick up be sure lids is back on. Place poly cart back where it was

After using this for a short time it would be counter productive not to continue with program

great now. Thanks

the bin every week

Being disabled vet, it was a God send. Would love to have couple trash carts like

Cart frequently left open, difficult to empty rain water and dry out

was able to putt off until following week

Cart needs drain holes for rain.

Containers are too large to be stored in many garages, eyesore?

which people don't over it blow away

Did not know it was left. Didn't like how it was left in driveway when delivered

Don't know size of one and I have, it is green with lid, really like it

Don't stop, I have little trash now

raise fees much.

Easy clean and neat we recycle more

Every other week suits my needs, but I know it doesn't work for everyone

For a single resident the size is to large or the pick up to often

Glad to have the cart over small bin

Great carts great program. Please continue

Great idea I like it

Great program

Great program Thanks

Happy with program

Helps to be able to recycle

Hope the program continues

I am 75yr old women

first bin

blue buckets

I am pleased with larger containers

I believe this rolling cart works better in every way for the recycling program

I didn't think I would like but I do

cart a little smaller but not a bin

that showed what could ne recycled

cart.

I hope we keep the program

I like the cart, hope we keep on using them

I like the fact it closes and has wheels, once a month would work for me
gal rolling cart would be ideal. Thanks

I like waiting for 2 weeks pick up

I love it

I love it The other container was way to small. Lets keep it

I love the bigger cart. It is so much easier to recycle

I love the cart

I love the poly cart, it is so easy to use and I can put so much more in it

I love the program hope it stays

I never recycled until this new program

I really love these new rolling carts. I hope you keep them for us

I try to fill up every week encourage me to recycle. .I love it

I will not recycle using larger cart, I have returned my cart to Republic

If carts are approved will old bins be recycled

I like it, much better them the bin

I love love love my recycle cart. Best thing ever

I love the program

I'm very happy with the wheel. The bins are too heavy for the elderly

It was the right size we are a family of 2. it easy to use

It's a good step forward in recycling /trash collection

Its big enough for 2 weeks of recycling at a time. Gives me less hassle
up

Like the 65 gal size, but 95 gal would be better, fills up to fast
without attached lid

cart is easier than the bin to use

LOVE IT

Love it

Love it don't take this away from us

Love it easier to handle recycling more less trash

Love the cart, please don't take away

Love the cart, so much easier than bin and hold more

Love the cart, so much easier to use and store

Love the new cart. Holds more than the blue tubs and has a lid please keep them

Love the cart

Love these much more convenient easy to use please continue
need to chase in high winds

Maybe have an extra pick up around the holidays
so much

Much better than the small containers great size, easy to use. Lets keep them

Much easier to use the small bin, I want to keep the cart program
vs. having multiple small bins

collects in bins

put carts away except for recycle day

New cart is great. Much better than bin. I wish city of Bedford would do bins trash

Not sure of cart size but it is fine

On rainy days take a few more seconds to close the lid

One time a week is plenty, Thank

garage

Pick up twice a week would be helpful

Please keep carts

Please keep this program! Its so much easier than the blue bins

Prefer cart to bin

So much easier than bin. Nice size don't roll out but every 2 weeks.

Thank you , its so easy to roll out to the curb

The big cart allowed me to start a recycling program at work

The cart is easy for me to move even if its full. I like it more than the box

85 yr. old father hated it

The size that we are using is good

The size we tested is perfect

residents should have one for recycling

current one

This service is wonderful. Very convent for older disabled woman

Thank this program is great

Two weeks for us to fill up the cart. All around a little time and gas savings .

Vast improvement over the blue bin

Very excellent service and communication

Very happy to have large bin! Keep up the good work

Very happy with bin, now I can put more paper mail in it

Very happy with cart

Very satisfied with containers
We are very happy with poly cart and communication
Too close or far from road
We either need
We either need a bigger cart or twice a week. Pick up
We hope the city council approves the program
We like everything about it
We love having one big bins
We love it Please do permanently
We love our new bin. It is wonderful. Just need to get rid of the 18 gal bin
every week and feel we contribute to recycle
We love the program, hope we get to keep it
WE need more go green. Like this, excellent container program
Wish cover would close after pick up, this is a problem when it rains
Wish there was something between 18 gal and 65 gal cart for storage purpose
Wonderful I can put out & pick up in my nice clothes
Wonderful. We love the program, thank you for the collection containers
Would like 18 gal better
Would like cart for regular trash also
Would like to know what to do worth the blue bin
Would prefer small bin, do not have room for such a big cart
Would prefer something smaller than the 65 gal but larger than the 18
65 gal is a little too big, prefer regular trash can size. Please pick up the bins
65 gal too big for my use
65 gallon cart is very suitable size for our need. Service is good
65 gallon is to big for garage storage and prefer not to keep on patio
mounted are that dumped into the top of the truck? Large cart somewhat clumsy-
only fill it once every month
Attached lid keeps windblown debris from yard
Be great for regular trash days
Better program
Better than the small blue bin. We recycle a lot more
Big cart to large in single story home with 2 vehicles in garage. Very inconvenient
Bin is too big to store in garage
Bin was too large to fit in garage, no prior notice of program
Can we have rolling trash cans too. Please

Can we expect the same type of cart for garbage
Cant park in garage because the bin is there
Cart is much better than bin
Cart is too big doesn't fit in garage
Cart is large for retirees, very courteous, helpful if needed
Cart program is clean looks better and manageable
even if not windy. Only time did I see him pick up debris from street
Carts are hard to roll down steep driveway
Carts so much convenient than bins
trash cans. Thanks. Please let us keep them.
neighborhood
Covered carts much better than open bins, greatly reduces litter on recycle day
Definitely want to keep larger cart
Definite improvement over the bin
recycle
Nasty
Do not have room to store one more thing, cant push or pull much of anything
Do not like the trash that falls out during pick up and left in street
Do not want increase or extra fee
Encourage more recycling
Excellent
Excellent program, Thank you
Excellent use of resources, please continue program
Excited and hope this is approved.
Find program convenient easy to use cart. Hope it can be done with trash too
Good service
Good service helpful crew
service
Great solution thanks city of Bedford
Grateful for the excellent trash service we have
Happy to have recycle program
Happy with service
Hard to store in garage, everything else is good
Outside
put my bags of trash on top to roll to burb. Thanks
Having the larger cart size it seems like we find more items that can e recycled

Encourages more recycling. Bins are too small

I absolutely love the recycle cart
of bin. Glad I have not fallen in it.

I can recycle so much more this way, it keeps trash from blowing in the street

I have been able to collect more material with 65 gal . Thank s

I hope service continues

I like having the list of recycle right on the lid. Keep these carts please

I like the program

I like your new program allot

I love it, it is perfect, keep trash off the street. Its perfect

I love love the new cart. Wish we had one for trash too

I love the big bins Please keep them IF not. Please allow household.

I love the cart. Please keep it

I love the carts

recycle things

I only fill my cart one time a month

find the tote impossible

I really like the old lid attachment to the cart, water doesn't wet recycle

I really like this process with rolling cart

I recycle more since cart is :) bigger ad save the world at the same time

I recycle a lot, the cart is great

I want a cheaper service not more expensive

I wish the cart was little smaller, so it would be easier to store in 2 car garage

I wish we had carts for our trash. Looks bad having bags on curb

I would love to have carts for regular garbage as well

If there is a 30 gallon size option, I would prefer

If this go into effect I just hate it will put people out of a job

I like the cart much better than the small bin

I like the large cart with wheels. I like recyclable items on lid

of Bedford keeps program

really like it. I hope you decide to continue.

I'm very pleased. Hope it continues

Is there a 45 gal rolling cart, I only roll to curb 2x month

It has been great having the 65 gal cart. I am able to recycle a lot more at a time

It takes up to much room in my garage

it was fine

Its great rolling out one 65 gal cart instead of 3 full 18 gal bins I love it
Just let us go back to blue bins.

Just want to say Thank you!!! God Bless Republic Services

Keep it

Keep the program, its great

Keep up the good work

still a problem with cart

Like cart better than bin

Like the process, I think having the best of do's and don'ts on the lid

Like the program. If we switch City should collect old blue bins

frequency or cart size

Long over due

Loose paper fly's out of bins when transferred to truck

Love having a bigger size than the bin. Lid being attached is helpful

Love I t

Love it

Love it

Love it

Love it

Love it hold so much more much easier than small bin

love it please continue

Love it, I only have to take to curb about every 2 weeks . Super

Love it, Only have 1 bag of trash a week now. 18 gal bin is to small

Love it, want trash also

makes recycling fun. Great more city of Bedford

LOVE it, we want trash to the same way

Love love love it

Love the big rolling cart. Hope we keep them

Love the cart

approved item list on lid

Love the cart, don't have to empty for 3 weeks

Love the cart, please keep

Love the cart, wish we got a couple of bins like it for trash

Love the new bin. Much better than the smaller 18 gal

Love the new cart, please keep program

Love the new cart. Its so much easier to use and carry and we are able to recycle so much more, It also look much nicer sitting on the curb and less debris

Love the program

Love the program was very surprised at how much of my trash was recyclable

Love the bin, very hard to find a place to store it

Love this

Love this recycle program, We have full cart every week. Please keep program a extra person to chase down what misses the truck. And the tubs clearly signal to criminal who isn't at home during the day as they block traffic and stand as

Make the change permanent

Much better than old bins

Much better than the bins, I hope we keep them

Much better than small bins

Much easier and sturdier

Much easier for us older citizens

Nice, we like recycle pilot program. We hope to keep containers

backyard which I unsightly. Also the self service has left my rolling cart in the street twice now

the truck was emptying to main compartment

laying sideways in the street after collection. That made the neighborhood look awful on collection days. Fix that and we would be in total favor of the new bins up

Perfect container size Thank you

Please continue the poly cart. I like it much better than the bin. Thanks

Please continue with program

Please do not go larger in poly cart

Please get some cans for the regular trash

Please keep carts

Please keep carts

Please keep the poly cart, please get poly cart for trash on the backyard. Thank you

Prefer carts over bins

Prefer the cart over the bin

Prefer to store garbage and recycle cart in driveway. Easy to access. Love cart Program is working very well. We can store more before you pick up

Really like it this way

Recycle so much more using this

Seems like more item should be recyclable like Styrofoam

Smaller cart about 35 gal would make for easier storage

Smaller cart would be deal

So much easier

So much easier than blue bin, hope we keep this program

Stay green homies

gal range. I never fill my 65 gal up, but its not a problem

They are wonderful

Thank you

Thank you for a considerable upgrade to our recycling service

and teach our children

Thanks

Thanks for allowing to participate

The area is less trash w it cart- lid attached

The car tis too big for a 2 car garage with 2 cars in it

The cart size was perfect, not sure what size it is

The green cart is too big to store in garage with 2 cars, cant store outside
up 2w a week

recycle

The program made me more aware of what items were admissible

The pros out weigh the cons, hard time finding a place to store in garage

The size of the cart is to hard when on side of the house and the site is not good

This a real good idea

This is a cleaner easier and more efficient recycling system

please

the time

Twice a week Tues/ Friday

Very Convenient

Very efficient

Very good service

Very happy with new cart

Very please with program

Very pleased

Very satisfied

Very satisfied with being part of this program and hopes for it to continue

good to have pictures on lid
We actually refused the cart and don't recycle
We are just a 2 person family
We are pleased with the poly cart recycle program
We have enjoyed how easy it is to recycle with Republic. Thanks
the ground
We like it
We like it very much
We like the size of the bin and the rolling feature
We liked this new program
We love everything about this
We love it, no more card board lying around. Easier to recycle more things
curb. Thank you
keep it
We want to recycle but cannot use the large cart, Let us use the small bin
We would be fine if picking it up once every two weeks
We would like to see the program continue
We would prefer the frequent was increased to 2x per week
We live in garden homes no place to store
were part of a test until they showed up
back yard, 65 is perfect size for once a week
wish was smaller as needs to store in backyard
Wonderful program and I hope it stays . GO Green
Works better than what was in place
Works great
Works great! When I found a place to store it
Would like a bin/cart for trash also
Would like pick 2x a wk or bigger container or 2 of the current
them up
Would love cart for trash as well
Would love to have picked up 2 times a week
Would love to have same size poly cart for regular trash pick up
large cart
Would rather not have the cart. Too bulky and storage inconvenient
You have to increase this to 2 days a week
Love that Bedford is taking an active roll in recycling. Thanks

Bring back the old blue bin this green monster is too big
truck left garbage in the street. Carts were left on their side in the street
photo on top showing what to recycle
Day of pick up-trash flies out of truck and flies done the street
Don't like how people don't have a place to store these bins due to the size
Excellent
Great program Thanks
Very inconvenient for elderly
I love that I can recycle more
I prefer new carts
I rather it be collected 2 time a week
I really love the larger buckets
I want this program to continue
Keep the cart service
hard to move
Love the change, please come and take back the blue bins
Much more efficient than small bin
insects swarming
street
Need something for trash
New cart is fine. A little big to store but works well
and handle
Thanks for picking the cart up. I have lived here 35 yrs.
Pick up loses too many pieces goes every where
garage. Take 4-6 weeks to fill enough to justify
throughout the neighborhood. I HATE IT
neighborhood look great. No trash flying around
cart came
We want to recycle but cannot use the large cart. Let us use the small bin
You should accept the poly cart or the 18 gal bin to recycle
I live alone , the cart is just to big for me
Glad we have an excellent method to recycle
this was an interesting experiment but I still prefer the old bin
Improvement over old bins
been helpful
I love this system. It is so much easier then the bins Please keep it

We love the new program , can we keep it
We are really pleased with cart
love it
I like the bigger can, Less pickup time per month more efficient
Thank s
only put down when I have someone here to help
Works good
Love the cart program
Thanks for promoting recycling
This program has cut down use of trash bags. Thank you
Great Thanks would be excellent for trash
Loved the cart so much better, it so easy
I love it made recycling simple and easy. Please keep it
On rainy days it would be once if the lid was shut on the cart when emptied
We love it and hope to keep it. We recycle more now because we have room
We love I t
Was able to reduce putting recycling outside once a week to every other week
Hate looking at containers settling in front of garage or on curb all the time
A nice improvement our previous small recycle tub
Is ok for a man but not for a woman. I use 18 gal bin 1st then 65 gal
Great program
Like it as lot. Neat clean easy. Thank you
Really like the cart- hope we get to keep it
Great program , please keep it
end us on street
I love this so much more than the bins. Thank you
take to curb
Extremely satisfied with cart
would rather have real rubber wheels
Much better tan blue bins
Too big & don't have enough room
I'm handicapped and appreciate t
I like the large bins
SO much better than bins. Older people can use so much easier. Please keep
Good job Recycling never done before Long overdue
The bigger carts were a great idea

love the program

use

Please continue program

Complete dissatisfied. I could store the 18 gal in my house. I ended up recycling less with the monster sized cart. No room in garage, bring blue bin back

small

trash all over streets

be productive for use

container instead of 3 small container

Very easy to use, no rain gets into contents

Box take up space if they can be picked up separate . Great program

Easy to use, like once a week

thumbs up

City code does not allow this because the cart is in view. If I continue to use the

Never received any information on cart

Give Residents the same issue as Haltom City

We love this cart. Its much easier to use than the bin

Please continue I recycle more with big cart

Add cart for trash

Bigger cart is a blessing and I Know you will have more recycle

I would not pay for recycle service but I do recycle more when it is available. I

dislike washing out food items so usually just toss in trash and don't recycle

ad we happy to have it

system. Great idea

A cart about 33-369 gal would be perfect

Big improvement

better on our backs. Please keep the carts . Thanks

inside which displaces vacuum cleaner. Thank you

I love this cart & hope we get to keep it

of sight from street

Easy to bring in and out. I like that the lid is attached. Once a week pu is good

It is working very well

Jakubik, Megan

From: Harwell, Jeri <JHarwell@republicservices.com>
Sent: Tuesday, February 17, 2015 3:26 PM
To: Jakubik, Megan
Subject: FW: Recycling Pilot Program



We'll handle it from here.™

Jeri Harwell Municipal Services Manager

6100 Elliott Reeder Road
Fort Worth, TX 76117

e JHarwell@republicservices.com

o (817) 953-7224 c (817) 657-3459

f (817) 831-2020 w republicservices.com

From: Bruce D. Bateman
Sent: Friday, January 30, 2015 8:41 AM
To: Harwell, Jeri
Subject: RE: Recycling Pilot Program

Please ma'am – no apology necessary. I'm tickled that you would respond by the next business day or two. I know from our last contact that you are so very busy, yet, you take such pride (both professionally and personally) in what you do – to me, that's a model that so many could follow.

Have a blessed day and weekend.

Please let me know how it goes with the Council.

Bruce Bateman

From: Harwell, Jeri [<mailto:JHarwell@republicservices.com>]
Sent: Thursday, January 29, 2015 11:08 PM
To: Bruce D. Bateman
Subject: RE: Recycling Pilot Program

Mr. Bateman –

Thank you for your email and I will be sure that your comments are shared with the Council. I will also share your comment with the driver that provides your service. I do agree that there are things we will need to work through in order to move forward with the recycle carts if that is the decision of Council. We did provide 65 gallon carts for the pilot program, a 95 gallon cart is a little taller and "fatter" for lack of a better term, but the actual footprint is the same. We have some residential customers that are avid recyclers or have large families that prefer the 95. From a personal standpoint, I have a 95 gallon cart and only have to roll to the curb 2 x's per month, so I like the larger cart.

I apologize for the delay in response today, I was in meetings all day. Please do not hesitate to contact me if you have any additional questions or comments.

Jakubik, Megan

From: Harwell, Jeri <JHarwell@republicservices.com>
Sent: Tuesday, February 17, 2015 3:26 PM
To: Jakubik, Megan
Subject: FW: StoneCourt Recycle Containers - Survey

FYI

Jeri Harwell
Municipal Services Manager

6100 Elliott Reeder Road
Fort Worth, TX 76117

e: JHarwell@republicservices.com
o: (817) 953-7224
c: (817) 657-3459
f: (817) 831-2020
w: www.republicservices.com

-----Original Message-----

From: Rick Beasley
Sent: Monday, February 02, 2015 8:25 AM
To: Harwell, Jeri
Subject: StoneCourt Recycle Containers - Survey

Good Morning Jeri,

I know you will receive a few complaints on the recycle bins at StoneCourt. Please also realize that there are a great deal of residents that have welcomed the bins and more than likely will not respond. The containers are wonderful and have almost remedied the issue of all the trash blowing through our neighborhood on windy recycle days. We do not allow trash/recycle containers stored where they can be seen from the street and to date all containers are stored so that the rules are followed. Many of us are excited for the day that the larger trash containers come as well. We have possums and raccoons that get into our trash as we are not currently allowed to use trash containers per the rules of the HOA. That would change if the City of Bedford requires the larger containers to be used just as the recycle containers. I mailed in my survey but wanted to e-mail you as well.

Note: We had our Annual Homeowner's Meeting last Thursday and there was not one negative word mentioned about the new recycle containers.

Thanks and please let me know if you have any questions,

Rick Beasley
President - StoneCourt HOA
(817) 798-1690

Jakubik, Megan

From: Harwell, Jeri <JHarwell@republicservices.com>
Sent: Tuesday, February 17, 2015 3:26 PM
To: Jakubik, Megan
Subject: FW: Bedford Resident Survey - Recycle Pilot Program



We'll handle it from here.™

Jeri Harwell Municipal Services Manager

6100 Elliott Reeder Road
Fort Worth, TX 76117

e JHarwell@republicservices.com

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f (817) 831-2020 w republicservices.com

From: David Bishop
Sent: Friday, January 30, 2015 3:39 PM
To: Harwell, Jeri
Subject: Bedford Resident Survey - Recycle Pilot Program

Hi Jeri,

Address: 3505 Creekside Ct., Bedford, TX 76021

I must have thrown my postage paid card away so I am emailing you my response to the survey. Response in order of questions on cover letter;

1. Communication prior to the program was very good and very well explained
2. One-time/week pickup is satisfactory but I couldn't go any longer than that as we try to recycle everything possible
3. I love the size of the cart
4. It is very convenient and easy to use. I know some thought it was too big and took up too much room, but NOT ME!
5. And, it beats the heck out of carrying 2 (very full) blue bins out to the curb
6. I keep the cart in my garage next to the door entering the house with the lid up. Open the door to the garage and throw in items
7. Yes I much prefer the lid attached to the cart
8. I never had any questions. We are pretty good about recycling so it seems like a no-brainer to me
9. I love it and DO NOT want to revert back to the blue bins
10. This current size works great for me

In summary, I believe if you make it easier for residents to recycle by providing one receptacle in the form of a cart, more residents will actually take recycling seriously and make the recycling program a BIG success. Thanks for the pilot program! Now I'm ready to recycle my old cracked and beat-up blue recycle bins!

Kind Regards,

David Bishop
Business Development Manager

SY KESSLER SALES, INC.

10455 Olympic Drive, Dallas, Texas 75220 USA

Phone: 214.351.0380 or 800.527 0719 Ext. 132

Mobile: 469-323-1833

Jakubik, Megan

From: Griffith, Beverly
Sent: Thursday, February 05, 2015 2:09 PM
To: Jakubik, Megan
Subject: FW: Green rolling bins test area

--

Beverly Griffith
Office: 817-952-2173

From: Judy Evans
Sent: Thursday, January 29, 2015 9:54 AM
To: Griffith, Beverly
Subject: Green rolling bins test area

Not knowing what department this is under, I just thought I would voice my opinion of the test of the green rolling bins for recycling. I love them! It makes it much easier to recycle, and rolling it to the curb instead of hefting the blue bins like I have done for 20+ years. I received the survey in the mail yesterday, but it goes to Republic. Didn't know if the city is getting feedback.

Thanks,
Judy Evans
3820 Pinewood St.

Jakubik, Megan

From: Harwell, Jeri <JHarwell@republicservices.com>
Sent: Tuesday, February 17, 2015 3:31 PM
To: Jakubik, Megan
Subject: FW: Bedford Recycle Pilot Program



We'll handle it from here.™

Jeri Harwell Municipal Services Manager

6100 Elliott Reeder Road
Fort Worth, TX 76117

e JHarwell@republicservices.com

o (817) 953-7224 c (817) 657-3459

f (817) 831-2020 w republicservices.com

From: Sherri Farrill
Sent: Wednesday, January 28, 2015 10:40 PM
To: Harwell, Jeri
Subject: RE: Bedford Recycle Pilot Program

I'll do that tomorrow. Thanks!

Sent from my Verizon Wireless 4G LTE smartphone

----- Original message -----

From: "Harwell, Jeri"
Date: 01/28/2015 7:01 PM (GMT-06:00)
To: sfarrill
Subject: RE: Bedford Recycle Pilot Program

Ms. Farrill –

Thank you for your response, I would encourage you to email the City Council with your comments regarding the carts. We will present the findings of the survey in February to the Council for a decision on whether to move forward throughout the City.

I personally would be lost without my carts. ☺

We'll handle it from here.™

Jeri Harwell Municipal Services Manager



6100 Elliott Reeder Road
Fort Worth, TX 76117
e JHarwell@republicservices.com
o (817) 953-7224 c (817) 657-3459

f (817) 831-2020 w republicservices.com

From: sfarrill
Sent: Wednesday, January 28, 2015 5:28 PM
To: Harwell, Jeri
Subject: Bedford Recycle Pilot Program

Hi Jeri,

I received the recycle program survey for the city of Bedford today. I have already completed the survey and will drop in the mail tomorrow. Just wanted to drop you a note regarding the program. I definitely hope that Bedford will keep this going! We are huge recyclers, filling our cart to the top each week. We previously lived in Colleyville, and were so disappointed when we moved to Bedford over a year ago only to find that they did not recycle. I don't see how any city can ignore the importance of a recycle program. Please let me know if there is anything else I can do or anyone else that I can contact to make sure this program continues.

Thanks,

Sherri Farrill

3104 Rustic Meadows Drive

Bedford TX 76021



Health Service Provider
License #1537

Jerome Mabli, Ph.D.
Psychologist
1125C Bedford Road
Bedford, TX 76022
817.791.7086

2/2/15

To: City of Bedford

Re: Recycling Program COMPLAINT

Please consider the
attached evaluation a
Complaint about the
Recycling Program.

Thank You.

J. Mabli, PhD
2000 CANTERBURY DR.
Bedford 76021



Cart Pilot Program Survey

Please circle the appropriate number to indicate your level of satisfaction.

	Very Satisfied	Satisfied	Dissatisfied	Very Dissatisfied
1. Communication about program	1	2	3	4
2. Frequency (1x per week)	1	2	3	4
3. Poly-cart size (65 gallon)	1	2	3	* 4
4. Poly-cart ease of use	1	2	3	* 4
5. Rolling poly-cart to curb	1	2	3	* 4
6. Poly-cart Storage	1	2	3	** 4
7. Lid Attached to poly-cart	1	2	3	* 4
8. Question Response Time	1	2	3	4
9. Overall Satisfaction	1	2	3	* 4

10. Do you prefer? 65 gallon cart 95 gallon cart 18 gallon bin

Address and contact info for drawing: DR. MABLI 817 791 7086

Comments: WE WANT TO RECYCLE BUT CANNOT USE THE LARGE CART. LET US USE THE SMALL BIN

January 2015

Dear Bedford Resident:

Thank you for participating in the Recycle Pilot Program! Enclosed is a brief survey regarding your experience with the program; please fill out and return the postage paid card on later than February 6, 2015 to be included in the drawing for one of three \$100.00 Visa gift cards. Your opinion counts!

Below is a brief description of the questions on the survey:

1. Communication about program - Did you receive communication before the cart arrived? Did the literature explain the program in detail?
2. Frequency - Was the one time per week pick-up satisfactory?
3. Poly-cart size - Did you like the size of the cart?
4. Poly-cart ease of use - Was the cart convenient to use? *No!*
5. Rolling poly-cart to curb - Was the cart easy to roll to the curb?
6. ~~Poly-cart storage - Did you find a convenient location to store the cart?~~
7. Lid Attached to poly-cart - Did you find the lid attached to the cart convenient?
8. Question response time - Did Republic Service and/or the City of Bedford respond to all questions in a timely manner during the pilot program?
9. Overall Satisfaction - How was your experience with the overall program?
10. Size of cart - What size cart/container do you prefer

We encourage you to continue using your poly-cart for recycling until a decision is made by the City Council.

If you have any questions, please do not hesitate to contact me by email at JHarwell@republicservices.com or 817-953-7224.

Again, thank you for your participation and I look forward to receiving your responses!

Sincerely,

Jeri Harwell

Jeri Harwell

Jakubik, Megan

From: Harwell, Jeri <JHarwell@republicservices.com>
Sent: Tuesday, February 17, 2015 3:31 PM
To: Jakubik, Megan
Subject: FW: Recycle Pilot Program

FYI



We'll handle it from here.™

Jeri Harwell Municipal Services Manager

6100 Elliott Reeder Road
Fort Worth, TX 76117

e JHarwell@republicservices.com

o (817) 953-7224 c (817) 657-3459

f (817) 831-2020 w republicservices.com

From: Mark Rauch
Sent: Thursday, January 29, 2015 11:04 AM
To: michael.boyter@bedfordtx.gov; jim.davisson@bedfordtx.gov; ray.champney@bedfordtx.gov;
steve.farco@bedfordtx.gov; roy.turner@bedfordtx.gov; roger.fisher@bedfordtx.gov; jim.griffin@bedfordtx.gov
Cc: Harwell, Jeri
Subject: Recycle Pilot Program

Gentlemen,

I would request that the city council keep in place the recycle program with the large 65 gallon rolling cart. I was involved in the pilot program. My household has increased our recycling because of the large cart and the ease of use. We have reduced the amount of trash that is not recycled to one bag a week. The large carts also help keep my neighborhood clean from recycling blowing out of the small bins.

Regards,

Mark J Rauch
3221 Rustic Meadows Dr
Bedford, TX 76021

Thanks again!



We'll handle it from here.™

Jeri Harwell Municipal Services Manager

6100 Elliott Reeder Road
Fort Worth, TX 76117

e JHarwell@republicservices.com

o (817) 953-7224 c (817) 657-3459

f (817) 831-2020 w republicservices.com

From: Bruce D. Bateman
Sent: Thursday, January 29, 2015 11:55 AM
To: Harwell, Jeri
Subject: Recycling Pilot Program

Dear Ms. Harwell,

I received your survey card yesterday and I'm pleased to be able to circle all 1s and 2s. In the comment section, I did state that I would be emailing you about my comments. Therefore, here are my comments.

First, the driver that does my route is very friendly – my wife and I have chatted with him a few times.

Second, in order to make this program an agreeable go, I see two major obstacles. The first is the City Council. From what I understand, there is a city requirement that the big green rolling bins be out of view. I can understand that, however, unlike my household, a lot of folks in my subdivision don't have any place to put them. Yes, I know there are garages, however, again, unlike myself, a lot of these folks just don't have room to store them. Therefore, I would think to avoid a major fight with the City, the Council would need to rescind that ordinance.

The second major obstacle is, at least in my sub-division, the Village of Oak Park, is the HOA. They too have a similar ordinance/covenant/whatever it's called that basically states the same thing.

I can hear the HOA and the City Council right now saying "That's not our problem – it's the homeowner's problem." I agree, but when, for example, you can use your garage to store your stuff instead of renting a storage building, why not? I feel there needs to be a reasonable working out of this by both governing parties. If no leeway is given by the Council or the HOA, then my next guess is that folks will be telling you to take the recycle bins back – they're not going to bother to recycle. To me, this totally defeats the purpose of this program.

Thus Ms. Harwell, are my comments. I personally enjoy the large green rolling bin. I do understand that you cannot have both in operation since that would require either a second driver or the solo driver to disembark from the truck, manually empty the blue bin, embark and go to the next home. That is a problem that I'm sure Republic Services will have fun solving.

I would like to ask that you present the Council with my concerns. I am not one to go before the Council and make my concerns known, especially after the hateful, disrespectful and demeaning way I have been treated by the Council in the past when I have tried to make my concerns know.

Please let me know if you will be able to assist with this.

Thank you,

Bruce Bateman
2013 Oak Timber
Bedford, TX 76021
817-318-8888
(Village of Oak Park)

PS: I presume I have the 65 gallon size. I'm curious, on the card it had three sized mentioned: the smaller blue bins, the 65 gallon green rolling bins, and something in the 90+ gallon size. Out of curiosity, what does the 90+ gallon one look like and is it for commercial customers only?



Council Agenda Background

PRESENTER: Roger Gibson, Interim City Manager

DATE: 02/24/15

Council Recognition

ITEM:

Employee Service Recognition

City Manager Review: _____

DISCUSSION:

The following employees have completed a service period and are eligible for recognition:

Loretta Helm	Police Department	10 years
Samuel Delaney, Jr.	Public Works	15 years
Jeff Martin	Fire Department	15 years
Lee Shiflet	Fire Department	15 years
Michael Whiteside	Fire Department	15 years
Barbara Johnson	Community Services	25 years

ATTACHMENTS:

N/A



Council Agenda Background

PRESENTER: Michael Wells, City Secretary

DATE: 02/24/15

Minutes

ITEM:

Consider approval of the following City Council minutes:

- a) February 10, 2015 regular meeting

City Manager Review: _____

DISCUSSION:

N/A

ATTACHMENTS:

February 10, 2015 regular meeting

STATE OF TEXAS §

COUNTY OF TARRANT §

CITY OF BEDFORD §

The City Council of the City of Bedford, Texas, met in Work Session at 5:45 p.m. in the Conference Room, Work Session at 6:00 p.m. and Regular Session at 6:30 p.m. in the Council Chambers of City Hall, 2000 Forest Ridge Drive, on the 10th day of February, 2015 with the following members present:

Jim Griffin
Michael Boyter
Ray Champney
Jim Davisson
Steve Farco
Roger Fisher
Roy W. Turner

Mayor
Council Members

constituting a quorum.

Staff present included:

Beverly Griffith
David Miller
Stan Lowry
Michael Wells
Chuck Carlisle
Natalie Foster
Wendy Hartnett
Tom Hoover
Jerry Laverty
Mirenda McQuagge-Walden
James Tindell

City Manager
Deputy City Manager
City Attorney
City Secretary
Risk and Contract Services Manager
Marketing Specialist
Special Events Manager
Public Works Director
Environmental Specialist
Managing Director
Fire Chief

CONFERENCE ROOM WORK SESSION

Mayor Griffin called the Work Session to order at 5:45 p.m.

- **Interviews for appointment to Bedford's Citizen Boards and Commissions.**

The Council conducted interviews to Bedford's Citizen Boards and Commissions.

Mayor Griffin adjourned the Work Session at 5:55 p.m.

COUNCIL CHAMBER WORK SESSION

Mayor Griffin called the Work Session to order at 6:00 p.m.

- **Review and discuss items on the regular agenda and consider placing items for approval by consent.**

Council discussed placing the following items on consent: 2, 6, 7, 8, 9, 10, 11, and 12.

Fire Chief James Tindell presented information regarding Item #7, which is to remount a current 2008 Ford ambulance. In the remounting process, the patient compartment is removed from the chassis, a new chassis is placed underneath, and the compartment is completely renovated. The ambulance would then be utilized for another five years before being sent to auction. In answer to questions from

Council, Chief Tindell stated that remounting would save approximately \$80,000 over purchasing a new ambulance.

Risk and Contractual Services Manager Chuck Carlisle presented information regarding Item #8, which is for an update to the Clean Fleet Policy first adopted in 2006. In 2012, the Environmental Protection Agency (EPA) designated 10 counties in the north Texas region as non-attainment for ozone pollution, which lead the North Central Texas Council of Governments (NCTCOG) to take action and develop an air quality standard. A State Implementation Plan is required for all non-attainment areas to demonstrate how ozone will be reduced. The update to the Policy will not cost the City any additional funds but by not adopting it, the City would not be eligible for clean fleet grants. In answer to questions from Council, Mr. Carlisle stated that the City is required to adopt a vehicle idling policy, which does not affect the Police or Fire Departments and requires that vehicles not idle for longer than five minutes except in cold weather; that any new vehicles the City purchases will meet the Policy and that staff may look at smaller, more fuel-efficient vehicles; and that the update to the Policy would not require the City to purchase new vehicles but would make the operation of the current fleet more efficient.

Public Works Director Tom Hoover presented information regarding Item #9. This item would utilize the interlocal agreement with Grand Prairie for thermal plastic striping. Funding in the amount of \$84,000 for striping comes out of 4B, with the remaining \$15,000 in the budget being used to paint street names on curbs and for specialized painting at certain facilities. The thermal plastic will last several years. Staff is also doing improvements at Forest Ridge Drive and Harwood Road, where the new trail extension was constructed. In answer to questions from Council, Mr. Hoover stated that striping would start when the ground temperature is 70 degrees; that by utilizing the interlocal agreement, the City would not need to go out for bids, which would save approximately \$6,000; and that the City would see significant savings by partnering with Grand Prairie.

Mr. Hoover presented information regarding Item #10. In late October of 2014, Saber Development was awarded a contract in the amount of approximately \$400,000 for the rehabilitation of the sewer that runs through the Boys Ranch. This was to be done in conjunction with the Boys Ranch improvements. The improvement plans were received from the consultant for the Boys Ranch, which were then incorporated into the sewer design. The Army Corp of Engineers made changes that would require the sewer line that serves the existing restroom to be an aerial crossing. As this is not ideal, it was decided to move the sewer line. Further, the restroom that is part of Phase 2 of the Boys Ranch improvements could not be served by the new sewer as it will be at a lower elevation. He stated that these improvements could be made now or there would have to be the aerial crossing and a lift station to serve the future restroom. Staff would ensure that the backfill is extra compacted where the line runs across an existing baseball field and materials will be stockpiled for where the line crosses part of the infield. In answer to questions from Council, Mr. Hoover stated that a lift station would cost between \$80,000 and \$100,000; that the City will be saving money in the long run; and that funding would come from the Utility Maintenance Fund and the 2010 Water and Sewer Certificates of Obligation.

Mr. Hoover presented information regarding Item #11. The number one project identified by the Water Master Plan was for a large diameter main to be connected to the existing water tower on Bedford Road, and then extended to the southwest to Brown Trail and connected to the existing mains there. The area would have to be isolated to make the connection and therefore, staff wants to do the project while the weather is cooler and there is less demand on the water system. Pacheco Koch has done other projects in the City and staff is comfortable recommending them for the project. In answer to a question from Council, Mr. Hoover stated that this was a project that could be done with in-house engineering in the future. In answer to a question from Council, City Manager Beverly Griffith stated that in regard to hiring engineering staff, information requested by Council is still being compiled.

- **Presentation regarding the possible implementation of Stage 2 Drought Measures and current water supply levels.**

Environmental Specialist Jerry Laverty stated that the latest information from the Tarrant Regional Water District (TRWD) shows the City to be in an extreme drought. The reservoir storage level is at 62.3 percent as of January 23, which is really close to Stage 2. Stage 1 limits watering to twice a week and requires a five percent decrease in usage. When the reservoirs get to 60 percent, Stage 2 will be initiated. The reservoirs supply 1.8M residents and TRWD's primary customers are Fort Worth,

Arlington, Mansfield and Trinity River Authority (TRA). He stated that weekly watering advice can be found on the Lawn Whisperer Facebook page and information will be put out on the City's social media accounts.

Mr. Hoover stated that in Stage 1, watering is restricted to twice a week and cannot be done between 10:00 a.m. and 6:00 p.m.; that hosing down paved areas is prohibited; that watering can be done with a hose with a nozzle, including for the foundation, at anytime except between 10:00 a.m. and 6:00 p.m.; that variances are given out for new sod; that it is encouraged that car washing be limited to a handheld bucket and a hose with a nozzle; that swimming pool owners are encouraged to reduce filling and draining their pools; and that sports fields can always be watered. Stage 2 occurs when the water supply drops to 60 percent or below, and Stage 3 occurs when the water supply drops to 40 percent. If the supply goes above 60 percent, it has to remain at that level for 30 days in a row in order to go back to Stage 1. In Stage 2, watering is reduced to once a week; a 10 percent reduction in water consumption is the goal; swimming pools cannot be refilled with automatic valves; HOAs or anybody with fountains will be asked to stop that operation; and foundations and new landscaping can only be watered up to two hours a day with a handheld hose with a nozzle. In Stage 3, there is no outside watering allowed, except for the foundation, and there would be no variances for landscaping. In answer to questions from Council, Mr. Hoover stated that the City, along with TRA and the cities of Grapevine, North Richland Hills, Colleyville and Euless, were unanimous in going to Stage 2; that the TRWD would give the cities 30 days before enforcement; that signs will be put up and information put out on social media; that in Phase 2, drip lines can be used up to two hours a day; that the State has asked the major purveyors of water to come up with contingency plans for alternate sources of water and staff can ask the TRWD if they have any presentations regarding their plans; that Stage 2 restrictions may go into effect on April 1; and that citizens need to be prepared for this to be a lasting change.

- **Presentation regarding application for State Water Implementation Fund for Texas (SWIFT).**

Mr. Hoover stated that in 2013, the State legislature authorized the transfer of \$2B from the Rainy Day Fund into the State Water Implementation Fund for Texas (SWIFT). This fund generates \$800M to \$900M for lending to political subdivisions, a certain percentage of which is for water conservation. In November, staff talked with a consultant regarding approaching this funding through the water conservation side. The City needs to replace aging and leaking water mains with new mains, thereby conserving water. Staff went to the TWDB's Region C Planning Group who agreed to modify the State's plan. The next step would be then to get the TWDB to modify the plan. The City is asking for \$90M, which would replace three quarters of the City's system, as well as implement Automated Meter Reading (AMR). He stated that the funding is a loan, not a grant, and the City would take out a loan for whatever amount is needed at the time. The City has only asked for reimbursement for actual construction costs. If the City gets the full amount, it could realize between \$8M to \$20M in savings in financing costs. In answer to questions from Council, Mr. Hoover stated that the consultant cost approximately \$13,000 and was paid out of the Utility Fund; that the interest rate on these loans is around one percent, while the City typically pays in the low two percent range on its bonds; that these funds cannot be used to refinance existing loans; that the interest rate is not fixed; that the approval of funds is generally good for approximately five to ten years; that the funds were established through a constitutional amendment; and that the replacement of water mains is something the City would need to do regardless. There was discussion on assistance from the State Representative's Office.

Mayor Griffin adjourned the Work Session at 6:53 p.m.

REGULAR SESSION 6:30 P.M.

The Regular Session began at 7:01p.m.

CALL TO ORDER/GENERAL COMMENTS

Mayor Griffin called the meeting to order.

INVOCATION (Pastor Jim Pack, City Life Church)

Pastor Jim Pack of City Life Church gave the invocation.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was given.

ANNOUNCEMENTS/UPCOMING EVENTS

Marketing Specialist Natalie Foster stated that the Cultural Commission will be holding ArtsTalk on Monday, February 23 at the Old Bedford School, where the past year's achievements, upcoming events and the new events calendar will be discussed. The wine reception will be at 6:30 p.m., with the program starting at 7:00 p.m. The Community Affairs Commission will be hosting a Business Roundtable on Thursday, March 5 from 8:00 a.m. to 9:00 a.m., with breakfast being served at 7:30 a.m. Updates will be given on economic development, Bedford Commons, and ShopBedfordFirst.com. There are still spaces available at ArtsFest on Saturday, March 28 for artists that want to display and sell their art. She discussed the 100 year anniversary at the Old Bedford School.

OPEN FORUM

Starr Finn, 1545 Forest Park Circle #238, Bedford – Ms. Finn signed up to speak on Item #6 regarding the resolution for the sale of beer at 4thFest. She is concerned that the flood gates have been opened up for alcohol in the City and there are five establishments with over 50 percent in alcohol sales. She thinks that the City needs a standard and to send the right message. She is not talking about a prohibition but a balance. She believes the wrong message is being sent to the culture and youth when alcohol is free flowing, and that it also causes problems with the Police Department. She cited Biblical passages regarding drunkenness and alcohol. She asked that Council consider how much the door has been opened to alcohol and the message being sent to the youth. She discussed that the “new normal” is not God’s way.

CONSIDER APPROVAL OF ITEMS BY CONSENT

Motioned by Councilmember Champney, seconded by Councilmember Davisson, to approve the following items by consent: 2, 6, 7, 8, 9, 10, 11, and 12.

Motion approved 7-0-0. Mayor Griffin declared the motion carried.

COUNCIL RECOGNITION

1. Proclamation declaring February 2015 as Love Your Library Month in the City of Bedford.

Mayor Griffin read a proclamation declaring February 2015 as Love Your Library Month in the City of Bedford. Library Director Maria Redburn and Mary Woodward were present to accept the proclamation. Ms. Redburn discussed the Library being given the 2014 Achievement in Excellence in Libraries Award from the Texas Municipal Library Directors Association, which she presented to Ms. Woodward for her work in the Library getting the award.

APPROVAL OF THE MINUTES

2. Consider approval of the following City Council minutes:

- a) January 22, 2015 joint work session
- b) January 22, 2015 work session
- c) January 27, 2015 regular meeting

This item was approved by consent.

PERSONS TO BE HEARD

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

a) Tom Culbert, 1925 Charleston, Bedford, Texas 76022 – Requested to speak to the Council regarding the Senior Activity Center.

Tom Culbert, 1925 Charleston Drive, Bedford, Texas – Mr. Culbert expressed concerns about the Senior Center dance, which brings a lot of people together and is good for socializing and a good physical activity. In order to have these dances, they need 50 people to attend at \$6.00 a person to pay for the band, and they also have a basket for donations for snacks. A woman had a birthday party and her sons and daughter paid for the band, so they only charged \$2.00 and 80 people signed in. The attendance at the last two dances has been 58 and 79 people. He wants Council to know how important the dance is to the people that attend them and to weigh heavily before cutting it back to every other week. He stated another way to keep up the attendance is to have people at the door to meet people coming to the dance. The Dance Committee resigned in mass and now there is not a regular committee for the event. Twenty-one people signed up to volunteer to help with the dances but have not been utilized. He wanted to make Council aware of all the things they have to go through to keep the dance going every week. He discussed the dances being on Mondays and the rumors they are being cut to every other week. In answer to questions from Council, Mr. Culbert stated that the jam sessions are held on Friday and usually have 25 people in a circle and another 25 around the circle; that they needed 50 people to attend the dances to break even; and that he does not know if they average enough to break even. Council discussed that there is no effort on the Council's part to cutting the dances to once a week and that they are self-funded; that Councilmember Fisher would pay for a dance; that before staff changed anything, they would discuss it with the people involved; that other activities are being explored; and asking for Boy Scouts to attend to make the event cross-generational. In answer to further questions from Council, Mr. Culbert stated that they have four bands that rotate and some do not draw well; and that Pete & Patty are the best band.

NEW BUSINESS

4. Consider a resolution authorizing the City Manager to dissolve the City's 401(a) plan through the International City Management Association Retirement Corporation (ICMA-RC), effective April 1, 2015.

City Manager Beverly Griffith presented information regarding this item and Item #5. She stated that the 401(a) plan through ICMA served as the City's only and primary retirement plan for several years. The City deposited 12 percent of an employee's annual compensation with no contribution from the employee. In 2009, a proposal was brought to Council to join the Texas Municipal Retirement System (TMRS), which is common amongst municipalities. In TMRS, employees contributed five percent of their gross compensation with a two-to-one match from the City. In conjunction with this, the amount put into ICMA was reduced to four percent. The 401(a) remained active for a period of five years due to the structure of the accounts, including loans. The first opportunity to look at a more competitive participation in TMRS was October 1, 2015. Funding was allocated for a conversion to a seven percent employee contribution with a two-to-one match from the City. In order to make this change cost neutral, ICMA contributions would need to be discontinued. Both of these actions would become effective April 1, 2015. The ICMA funds would remain in an inactive status for one year and would require employees to close their accounts and either transfer or withdraw their funds by March 31, 2016. In answer to questions from Council, Ms. Griffith stated that if approved, the TMRS portion would happen automatically, with the only difference being the contribution; mandatory employee meetings regarding ICMA will be scheduled for the weeks of March 9 and March 23; additional things may be done for employees with specialized situations if needed; and that there has been discussion on putting together source information regarding what financial companies are out there and training sessions with an independent third party. There was discussion on the effect these changes would have on employees.

Motioned by Councilmember Fisher, seconded by Councilmember Davisson, to approve a resolution authorizing the City Manager to dissolve the City's 401(a) plan through the International City Management Association Retirement Corporation (ICMA-RC), effective April 1, 2015.

Motion approved 7-0-0. Mayor Griffin declared the motion carried.

5. Consider an ordinance to increase the rate of deposit to the Texas Municipal Retirement System by the employees of the City of Bedford from 5% to 7% effective April 1, 2015.

This item was discussed with Item #4.

Motioned by Councilmember Fisher, seconded by Councilmember Farco, to approve an ordinance to increase the rate of deposit to the Texas Municipal Retirement System by the employees of the City of Bedford from 5% to 7% effective April 1, 2015.

Motion approved 7-0-0. Mayor Griffin declared the motion carried.

6. Consider a resolution authorizing the sale of beer at 4thFEST held at the Boys Ranch Park on July 4, 2015.

This item was approved by consent.

7. Consider a resolution authorizing the City Manager to enter into a contract with BuyBoard Cooperative Purchasing Network for the purchase of one ambulance modular remount on a 2015 Ford F550 chassis in the amount of \$125,815.50.

This item was approved by consent.

8. Consider a resolution adopting the North Central Texas Council of Governments Clean Fleet Vehicle Policy.

This item was approved by consent.

9. Consider a resolution authorizing the City Manager to utilize the City of Grand Prairie's Pavement Marking Service Contract with Stripe-A-Zone in the amount of \$84,899.68 through a Master Interlocal Cooperative Purchasing Agreement.

This item was approved by consent.

10. Consider a resolution authorizing the City Manager to approve Change Order #1 for the Bedford Boys Ranch Sanitary Sewer Renewal and Rehabilitation Project in the amount of \$85,709.55.

This item was approved by consent.

11. Consider a resolution authorizing the City Manager to enter into a Professional Services Contract with Pacheco Koch, LLC in the amount of \$50,389 for the design services for a water line on Bedford Road between Brown Trail and Somerset Terrace.

This item was approved by consent.

12. Consider a resolution appointing members to serve on Bedford's Citizen Boards and Commissions.

This item was approved by consent.

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

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

Councilmember Fisher reported that the Board met the previous week and there were no dangerous animal issues or multi-pet permits to discuss. He stated that most of the City's Boards and Commissions do not have an open forum component and that they are under the direction of the Council on the goals and ideas of the Council, and public forum is not conducive in that arena. He invited anybody who wanted to speak at a Board and Commission meeting to sign up to speak to the Council.

- ✓ **Beautification Commission - Councilmember Turner**

Councilmember Turner stated that the next Commission meeting will be held Monday, February 16. They are actively involved in scheduling events for the whole year. He recognized Chairperson Marty Geer who was in attendance.

✓ **Community Affairs Commission - Councilmember Boyter**

Councilmember Boyter recognized Roy Savage, Gary Morlock, Sal Caruso and Mark Massey who were in attendance. He discussed the Business Roundtable on March 5 at the Library. Breakfast will be at 7:30 a.m. with discussion from 8:00 a.m. to 9:00 a.m.

✓ **Cultural Commission - Councilmember Champney**

Councilmember Champney stated he was unable to attend the previous meeting. He discussed the ArtsTalk event scheduled for February 27.

✓ **Library Board - Councilmember Davisson**

Councilmember Davisson stated that the Library Survey will be out on February 13 at the Library and on the website.

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

Councilmember Davisson reported that the Parks and Recreation Survey will be out in mid-February at the Library and on the website.

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

Councilmember Farco reported that there will be a Scholarship Subcommittee meeting on Thursday to discuss how much is being given out in scholarships. There will be a sponsorship meeting on February 20 for their annual banquet scheduled for April 16 at the Hurst Convention Center. The silent auction starts at 6:00 p.m. and the banquet will be from 7:00 p.m. to 9:00 p.m.

14. Council member Reports

Mayor Griffin reported that he, Councilmember Turner, Councilmember Champney and Councilmember Farco attended the groundbreaking for the new ICU Unit at HEB Hospital. They are targeting to be open by July of 2016.

15. City Manager/Staff Reports

No report was given.

EXECUTIVE SESSION

To convene in the conference room, if time permits, 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 with the City of Euless.**
- b) Pursuant to Section 551.074, personnel matters – annual performance review of the City Manager.**

Council convened into Executive Session pursuant to Texas Government Code Section 551.087, deliberation regarding economic development negotiations with the City of Euless and Section 551.074, personnel matters – annual performance review of the City Manager at 7:44 p.m.

Council reconvened from Executive Session at 9:46 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.

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

Motioned by Mayor Griffin, seconded by Councilmember Davisson, to accept the retirement of the City Manager and enter into a settlement agreement, subject to the final preparation by the Mayor and the City Attorney with the following terms: one year's salary, to include the car allowance; all accrued leave per the City's policies to be paid in a lump sum; an additional 30 days salary; and vesting in the City's retiree health savings plan provided there is no cost or penalty to the City, effective this evening. Mayor Griffin further moved to name Chief Roger Gibson as Interim City Manager effective immediately with full authority of the City Manager.

Motion approved 7-0-0. Mayor Griffin declared the motion carried.

ADJOURNMENT

Mayor Griffin adjourned the meeting at 9:47 p.m.

Jim Griffin, Mayor

ATTEST:

Michael Wells, City Secretary



Council Agenda Background

PRESENTER: See below

DATE: 02/24/15

Persons to be Heard

ITEM:

- a) John DeLorme, 1129 Woodvale Drive, Bedford, Texas – Requested to speak to the Council regarding ZBA and the Bedford Commons project.

City Manager Review: _____

DISCUSSION:

N/A

ATTACHMENTS:

Letter of Request

----- Original message -----

From: John DeLorme

Date:02/04/2015 9:41 PM (GMT-06:00)

To: "Wells, Michael"

Cc: John DeLorme

Subject: Place on the agenda for the last meeting in February

Good evening Michael,

Please place me on the agenda under persons to be heard. I would like to talk about ZBA and the Bedford Commons project.

Thank you,

John T. DeLorme
1129 Woodvale Drive
Bedford, TX 76021

Sent from my iPhone



Council Agenda Background

PRESENTER: Emilio Sanchez, Planning Manager

DATE: 02/24/15

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

ITEM:

Public hearing and consider an ordinance to rezone property known as a 0.7533 acre parcel of land located in the Buffalo Bayou, Brazos, and Colorado Railroad Co. Survey, Abst. No. 204 of the City of Bedford, Tarrant County Texas, from MHC/H Commercial to MHC/H/SUP–Gasoline Service Station and Pump Islands. Said property is located at 4101 State Highway 121, Bedford, Texas. The property is generally located west of State Highway 121 and south of Cheek-Sparger Road. (Z-265)

City Attorney Review: Yes

City Manager Review: _____

DISCUSSION:

The applicant wishes to develop a gas station and convenience store site located in the northeast corner of the current Wal-Mart parking area, located at 4101 State Highway 121. The site is currently developed as a parking area with no structures. The parcel is being rezoned to allow for the operation of the service station. The applicant is proposing to develop the site as a service station and pump islands adding to the current commercial site. The applicant has provided a site plan for approval as well.

The Planning and Zoning Commission recommended approval of this application at their January 22, 2015 meeting by a vote of 7-0-0.

RECOMMENDATION:

Staff recommends the following motion:

Approval of an ordinance to rezone property known as a 0.7533 acre parcel of land located in the Buffalo Bayou, Brazos, and Colorado Railroad Co. Survey, Abst. No. 204 of the City of Bedford, Tarrant County Texas, from MHC/H Commercial to MHC/H/SUP–Gasoline Service Station and Pump Islands. Said property is located at 4101 State Highway 121, Bedford, Texas. The property is generally located west of State Highway 121 and south of Cheek-Sparger Road. (Z-265)

FISCAL IMPACT:

N/A

ATTACHMENTS:

- Ordinance
- Site Plan
- Elevations
- Aerial Photo
- Zoning Sign Photo
- Application
- Planning and Zoning Minutes
- Star Telegram Publications

ORDINANCE NO. 15-

AN ORDINANCE TO REZONE PROPERTY KNOWN AS A 0.7533 ACRE PARCEL OF LAND LOCATED IN THE BUFFALO BAYOU, BRAZOS, AND COLORADO RAILROAD CO. SURVEY, ABST. NO. 204 OF THE CITY OF BEDFORD, TARRANT COUNTY TEXAS, FROM MHC/H COMMERCIAL TO MHC/H/SUP-GASOLINE SERVICE STATION AND PUMP ISLANDS. SAID PROPERTY IS LOCATED AT 4101 STATE HIGHWAY 121, BEDFORD, TEXAS. THE PROPERTY IS GENERALLY LOCATED WEST OF STATE HIGHWAY 121 AND SOUTH OF CHEEK-SPARGER ROAD. (Z-265)

WHEREAS, it is deemed expedient and for the benefit of the City of Bedford, Texas, that the Zoning Ordinance be rezoned for property known as a 0.7533 acre parcel of land located in the Buffalo Bayou, Brazos, and Colorado Railroad Co. Survey, Abst. No. 204, located at 4101 State Highway 121, Bedford, Texas, from MHC/H Commercial to MHC/H/SUP-Gasoline Service Station and Pump Island. The property is generally located west of State Highway 121 and south of Cheek-Sparger Road.

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

SECTION 1. That the findings 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 0.7533 acre parcel of land located in the Buffalo Bayou, Brazos, and Colorado Railroad Co. Survey, Abst. No. 204, located at 4101 State Highway 121, shall be shown as approved by this ordinance.

SECTION 3. That the site plan showing the location of the proposed building and site layout is approved as a component of this ordinance approval. Any revisions to the property that deviate from the attached hereto shall require an amendment to this ordinance.

SECTION 4. 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 5. 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 6. 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 violation. Each day that an offense or violation occurs shall constitute a separate offense.

SECTION 7. 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.

ORDINANCE NO. 15-

PRESENTED AND PASSED this 24th day of February, 2015 by a vote of ___ ayes, ___ nays and ___ abstentions, at a regular meeting of the City Council of the City of Bedford, Texas.

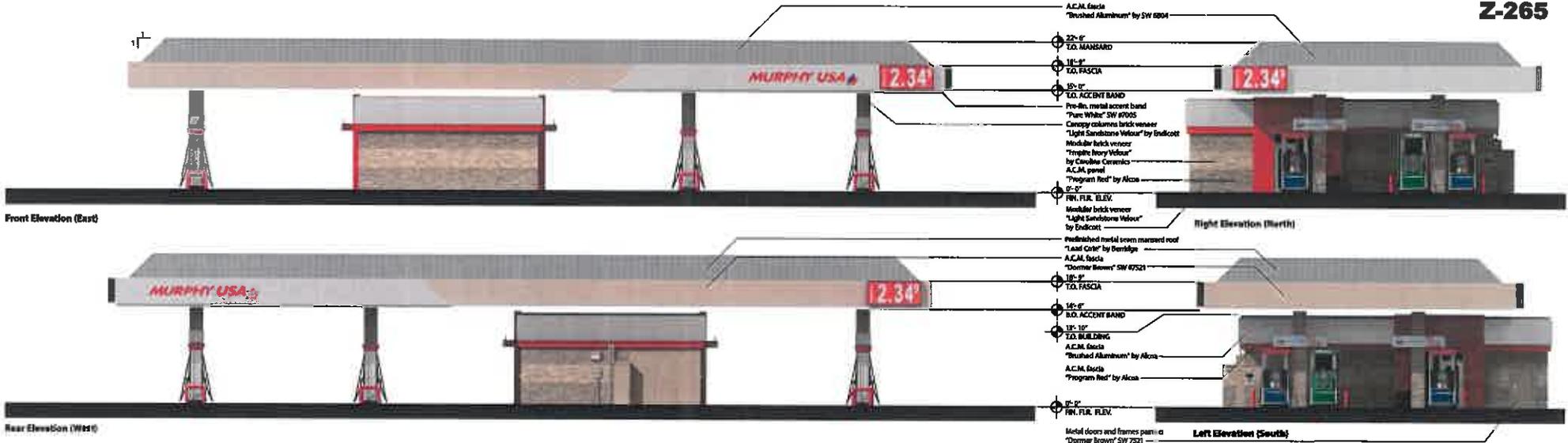
Jim Griffin, Mayor

ATTEST:

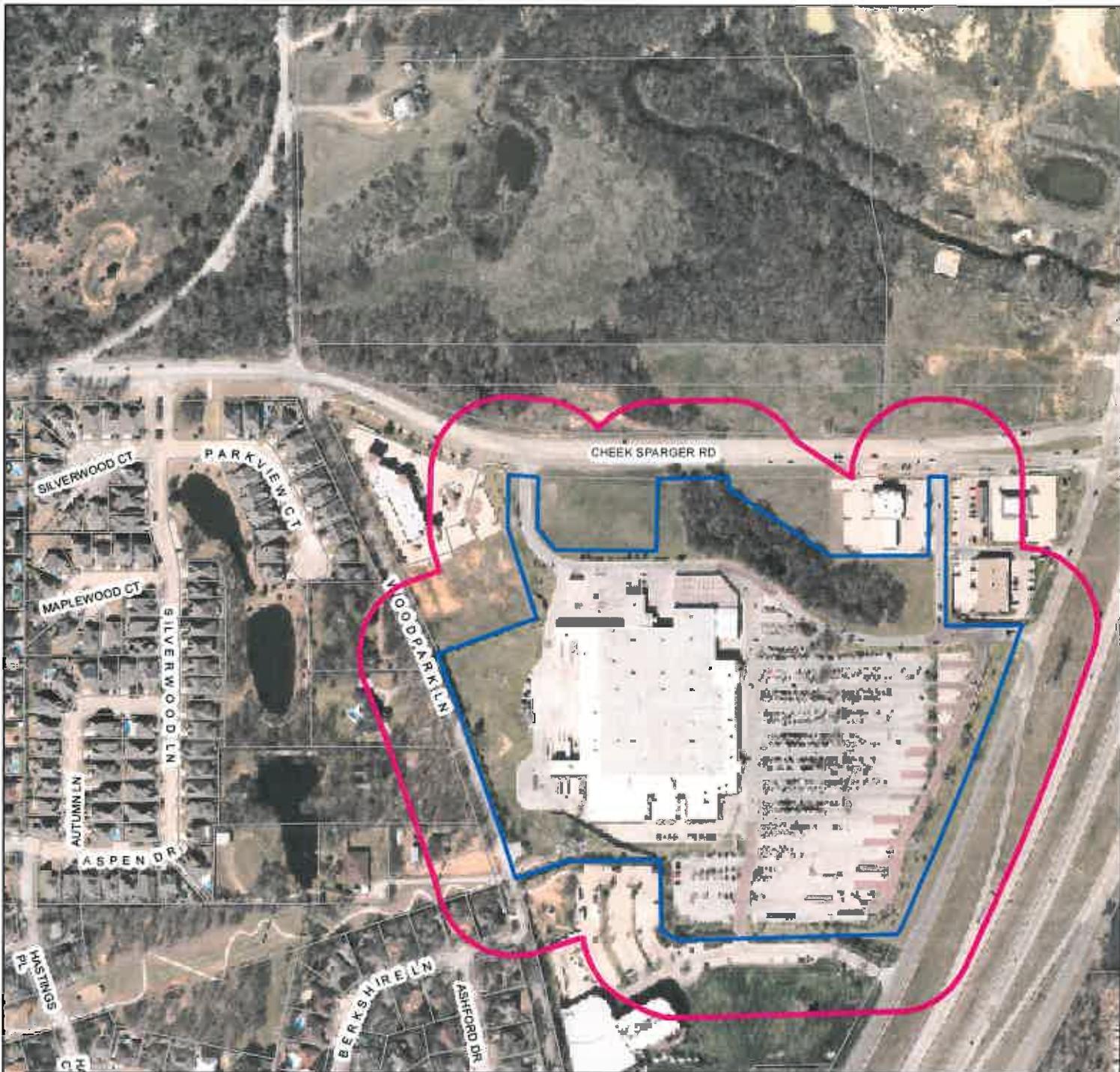
Michael Wells, City Secretary

APPROVED AS TO FORM:

Stan Lowry, City Attorney



Sign	Qty.	Height	Width	Area	Total S.F.
Murphy USA logo sign (canopy)	2			23.64	47.28
Small Canopy Price Sign	3	45.13"	87.20"	29.05	87.15
Island Signpost	4	25.50"	97.50"	12.80	51.20
Welcome	2	14.20"	89.13"	6.82	13.64
Total Signage					205.27



Hearing

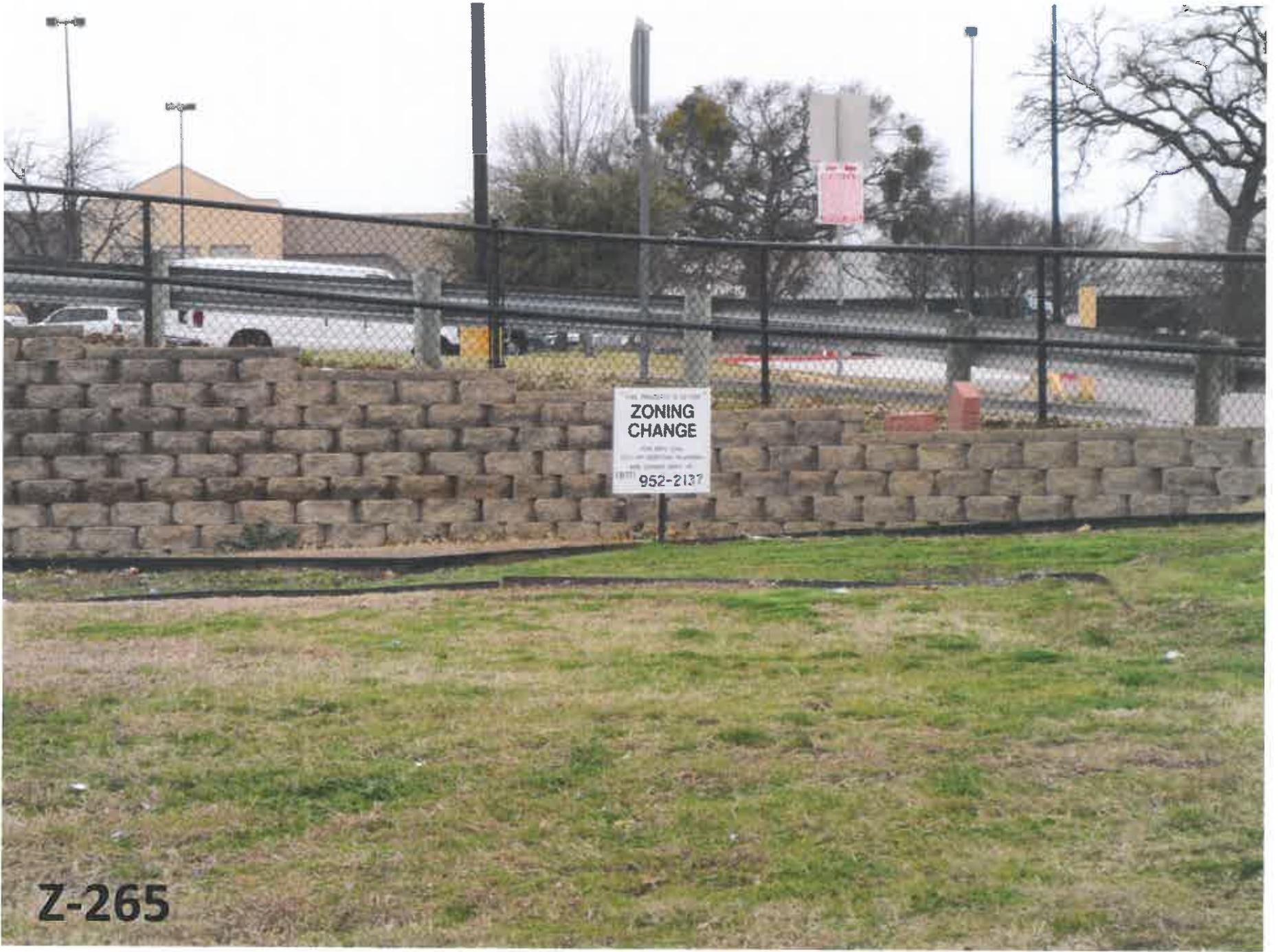
Date: 1/8/2015 Z-265

Address: 004101 STATE HWY 121
Addition: WAL-MART ADDITION-BEDFORD
Bedford, TX 76021

SUBNUM: 44953 BLOCK: 1 LOT: 1R



* NOTE: This data is to be used for graphical representation only. The accuracy is not to be taken/used as data produced for engineering purposes or by a Registered Professional Land Surveyor for the State of Texas. For this level of detail, supervision and certification of the produced data by a Registered Professional Land Surveyor for the State of Texas would have to be performed. The City of Bedford assumes no responsibility for the accuracy of said data.



Z-265

City of Bedford Specific Use Permit Application

Date 11/10/2014

Applicant Name (Print): Eric Wilhite, AICP (*Signature): *Eric Wilhite*

Address: 5500 Democracy Dr., Ste. 125 Plano, TX 75024

Telephone number: 972.684.5913 Fax number:

I, the undersigned owner, or potential purchaser (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: HC-heavy commercial To: HC-heavy commercial with SUP for Gas Station.

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 1R Block 1 Addition Wal-Mart Addition
Tract Abstract 204 Survey B.B.B. & C.R.R. Co. To the City of Bedford, Texas
Street Address 4101 Highway 121

**Indicate by checking the appropriate box if this application is for a Community Home or Group Home **

Fee: (\$205.00 plus \$205.00 per acre over one.) \$205.00 + \$205.00 x 0.68 \$205.00

Payable by cash, Visa, MasterCard, or check made out to the City of Bedford. # of acres: total fee:

Property Owner (if not applicant): (*Signature): *Yezenia Ortiz*

(Print name): Yezenia Ortiz

(Company name): Murphy Oil Inc

(Street Address, City, State & Zip Code): 422 N. Washington, ElDorado, AR 71730

(Telephone number): 404 601.3706 (FAX number):

Land Planner/Engineer/Surveyor: (*Signature): *Eric Wilhite*

(Print Name): Eric Wilhite

(Company Name): Greenberg Farrow

(Street Address, City, State & Zip Code): 5500 Democracy Dr Plano, TX 75024

*I have read the completed application and know the same is true and correct and hereby agree that if a permit is issued all provisions of the City Ordinances and State Laws will be complied with whether herein specified or not. I agree to comply with all property restrictions. I am the owner of the property or the duly authorized agent.

*Submittal of false information or omission as required by this application may result in any permit, license, or approval being rescinded.

(Signature): *Eric Wilhite*

Site Plan Checklist

Date 11/10/2014

Items listed in this checklist must be provided by the applicant, signed and returned to the Development Department along with 20 folded copies of the completed Site Plan. The Site Plan shall be presented on sheets 36 inches wide by 24 inches high at a scale of 1" = 100' or 1" = 50' folded to 8 1/2 x 11 size unless prior approval for a variation in size or scale is obtained from the City. (For a complete listing of required elements see the Bedford Zoning Ordinance *Section 5.4 - Site Plan Requirements*.) The following summary is provided for the applicant's benefit however fulfilling the requirements of this summary checklist does not relieve the applicant or his/her agent from the responsibility of satisfying all the requirements of the Zoning Ordinance, Subdivision Regulations, and other development related ordinances of the City of Bedford.

- Date, scale, key scale, north arrow, vicinity map.
- Title of project, name, address, phone & fax numbers of owner, engineer/surveyor/ or planner in bottom right-hand corner of the plan.
- Boundary lines, total acreage, and building setback lines.
- Location of existing utilities, streets, easements on property and abutting properties.
- The dimensions of existing streets, alleys, easements including emergency access easements.
- Names, location, width and dimension of proposed streets and other features.
- The size, names, and locations of all major thoroughfares.
- Two foot interval contour lines (extreme slopes may be at five foot intervals).
- Flood plains, water courses, marshes, drainage areas, and other environmental features.
- Location and use of all existing and proposed buildings or structures and the maximum building coverage of the site.
 - Where building complexes are proposed, the location of all buildings, the distance between buildings and the distance to the property line, street line and / or alley.
 - For buildings more than one (1) story in height, except "R-15,000" through "MD-1", elevations and/or perspective drawings shall be required.
- Where multiple type of land uses are proposed, a land use plan delineating the specific areas devoted to each use shall be required.
- Total number and location of off-street parking and loading spaces shown in plan and tabular form.
- All points of vehicular ingress and egress and circulation within the property.
- Location of all proposed security gates.
- Location of trash receptacles and indication of screening around them.
- Location of existing fire hydrants.
- Location, size, and arrangement of all outdoor signs, exterior auditory speakers and lighting.
- Type, location, and quantity of all plant material used for landscaping, shown in plan and tabular form.
- Type, location, and height of fences or screening and the plantings around them.
- Current land uses and zoning classification of property and contiguous properties.
- Buildings on the adjacent properties within twenty-five (25) feet.
- The location, size, and flow lines of existing drainage structures and the location and size of all existing and proposed surface and subsurface drainage facilities.
- Number of square feet of the property after construction which will constitute impervious surface and vegetated area as defined by the Stormwater Utility Ordinance.
- Roadway speeds and distance of adjacent driveways from all proposed driveways.
- For requests for alcoholic beverage uses the distances from schools, churches, and day care facilities.

**PLANNING AND ZONING COMMISSION
MEETING MINUTES OF JANUARY 22, 2015**

APPROVED

STATE OF TEXAS §

COUNTY OF TARRANT §

CITY OF BEDFORD §

The Planning and Zoning Commission of the City of Bedford, Texas, met in a Joint Work Session at 6:00 p.m. in the TXI Conference Room, 1805 L. Don Dodson, and a Work Session at 6:45 p.m. in the Conference Room Building A of City Hall with the Regular Session at 7:00 p.m. in the Council Chamber of City Hall, 2000 Forest Ridge Drive, Bedford, Texas on the 22nd day of January, 2015 with the following members present:

Chairman: Bill Reese

Vice Chairman: Todd Carlson

Members: Ruth Culver
 Mitchell Austin
 Jason Sinisi
 Mickey Hall
 Michael Davis (Alternate)
 Hank Henning (Alternate) attended the work session

Constituting a quorum.

Staff present included:

William Syblon Development Director
Emilio Sanchez Planning Manager

(The following items were considered in accordance with the official agenda posted by January 19, 2015).

CALL TO ORDER

Chairman Reese called the Joint Work Session to order at 6:00 p.m.

JOINT WORK SESSION

The Commission and Council heard from representatives from Saigebrook Development LLC/Pinnacle Housing Group about at proposed project located at 2909 Crystal Spring Street.

WORK SESSION

The Commission and Staff reviewed and discussed items on the regular agenda.

Chairman Reese adjourned the Work Session at 6:58 p.m.

REGULAR SESSION

The Planning and Zoning Commission convened in the Council Chamber at 7:00 p.m. and the Regular Session began.

CALL TO ORDER

**PLANNING AND ZONING COMMISSION
MEETING MINUTES OF JANUARY 22, 2015**

APPROVED

Chairman Reese called the meeting to order at 7:00 p.m.

INVOCATION

Commissioner Austin gave the invocation.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was given.

APPROVAL OF MINUTES

1. **Consider approval of the following Planning and Zoning Commission meeting minutes:**
 - a) **December 11, 2014, regular meeting**

Motion: Commissioner Culver made a motion to approve the meeting minutes of December 11, 2014.

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

Ayes: Commissioners Culver, Sinisi, Stroope, Hall, Austin, Vice Chairman Carlson, Chairman Reese

Nays: None

Abstention: Commissioner Henning

Motion approved 7-0. Chairman Reese declared the December 11, 2014 meeting minutes approved.

PUBLIC HEARINGS

2. **Public hearing and consider a request to rezone a 0.7533 acre parcel of land located in the Buffalo Bayou, Brazos, and Colorado Railroad Co. Survey, Abst. No. 204 of the City of Bedford, Tarrant County Texas, from MHC/H Commercial to MHC/H/SUP –Gasoline Service Station and Pump Islands. Said property is located at 4101 State Highway 121, Bedford, Texas. The property is generally located west of State Highway 121 and south of Cheek-Sparger Road. (Z-265)**

Chairman Reese noted this item was previously tabled at the January 8, 2015 meeting.

Chairman Reese recognized Planning Manager Emilio Sanchez who reviewed Zoning Case Z-265.

Chairman Reese recognized Eric Wilhite, who was there to represent this application.

Chairman Reese stated the public hearing was left open and asked if anyone would like to speak on this case. There was no one to speak on this case.

Chairman Reese closed the public hearing at 7:16 p.m.

The Commission discussed the application.

Motion: Commissioner Austin made a motion to approve Zoning Case Z-265.

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

**PLANNING AND ZONING COMMISSION
MEETING MINUTES OF JANUARY 22, 2015**

APPROVED

Motion approved 7-0. Chairman Reese recommended approval of Zoning Case Z-265.

ADJOURNMENT

Chairman Reese adjourned the Planning and Zoning Commission meeting at 7:20 p.m.

**Bill Reese, Chairman
Planning and Zoning Commission**

ATTEST:

**William Syblon, Development Director
Planning and Zoning Liason**



CITY OF
BEDFORD

2000 Forest Ridge Drive - Bedford, TX 76021
(817)952-2100 www.bedfordtx.gov

February 6, 2015

PLEASE DELIVER TO:

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

SENT VIA E-MAIL: clopez@star-telegram.com on Friday, February 6, 2015.

FROM:

City of Bedford
Emilio Sanchez, Planning Manager

Dear Christine,

Please publish the following in "Legal Notices" on Monday, February 9, 2015.

MESSAGE:

**CITY OF BEDFORD
PUBLIC HEARING**

The City of Bedford City Council gives notice of a public hearing on Tuesday, February 24, 2015, at 6:30 p.m. at City Hall, Council Chamber, 2000 Forest Ridge Drive, Building A, Bedford, Texas:

Public hearing and consider an ordinance to rezone a 0.7533 acre parcel of land located in the Buffalo Bayou, Brazos, and Colorado Railroad Co. Survey, Abst. No. 204 of the City of Bedford, Tarrant County Texas, from MHC/H Commercial to MHC/H/SUP –Gasoline Service Station and Pump Islands. Said property is located at 4101 State Highway 121, Bedford, Texas. The property is generally located west of State Highway 121 and south of Cheek-Sparger Road. (Z-265)

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



Council Agenda Background

<p>PRESENTER: Thomas L. Hoover, P.E., Public Works Director Fiona M. Allen, P.E., Trinity River Authority of Texas</p> <p>DATE: 02/24/15</p>	
<p>Council Mission Area: Protect the vitality of neighborhoods.</p>	
<p>ITEM:</p> <p>Consider an ordinance approving a resolution authorizing the issuance, sale, and delivery of Trinity River Authority of Texas (Tarrant County Water Supply Project) improvement revenue bonds, and approving and authorizing instruments and procedures relating thereto.</p> <p>City Attorney Review: Yes</p> <p>City Manager Review: _____</p>	
<p>DISCUSSION:</p> <p>The Directors of the Trinity River Authority (TRA) held a meeting on June 25, 2014, to allow the Tarrant County Water Supply Project (TCWSP) to refund the 2005 Bond Series and restructuring the debt to eliminate a 2025 balloon payment. Fiona Allen, P.E., the Northern Regional Manager for TRA, has indicated that the City will get a refund once the bonds are sold and the debt is restructured. TRA would use First Southwest Company, LLC, its Financial Advisor, to implement the sale of these bonds.</p> <p>Staff recommends approval of this resolution to allow TRA to proceed with the bond sale. Once the resolution is approved, TRA would like for the City to sign a separate Certificate for Ordinance approving a resolution authorizing the issuance of this sale.</p>	
<p>RECOMMENDATION:</p> <p>Staff recommends the following motion:</p> <p>Approval of an ordinance approving a resolution authorizing the issuance, sale, and delivery of Trinity River Authority of Texas (Tarrant County Water Supply Project) improvement revenue bonds, and approving and authorizing instruments and procedures relating thereto.</p>	
<p>FISCAL IMPACT:</p> <p>N/A</p>	<p>ATTACHMENTS:</p> <p>Ordinance Certificate for Ordinance TCWSP Presentation</p>

ORDINANCE NO. 15-

AN ORDINANCE APPROVING A RESOLUTION AUTHORIZING THE ISSUANCE, SALE, AND DELIVERY OF TRINITY RIVER AUTHORITY OF TEXAS (TARRANT COUNTY WATER SUPPLY PROJECT) IMPROVEMENT REVENUE BONDS, AND APPROVING AND AUTHORIZING INSTRUMENTS AND PROCEDURES RELATING THERETO.

WHEREAS, it is necessary and advisable that the City approve a resolution proposed to be adopted by the Board of Directors of Trinity River Authority of Texas authorizing the issuance, sale, and delivery of Trinity River Authority of Texas (Tarrant County Water Supply Project) revenue bonds, and approving and authorizing instruments and procedures relating thereto hereinafter described; 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 ORDAINED BY THE CITY COUNCIL OF THE CITY OF BEDFORD, TEXAS:

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

SECTION 2. That a "resolution authorizing the issuance, sale, and delivery of Trinity River Authority of Texas (Tarrant County Water Supply Project) revenue bonds, and approving and authorizing instrument and procedures relating thereto" (the "Bond Resolution") which was adopted by the Board of Directors of Trinity River Authority of Texas (the "Authority") on June 25, 2014, has been submitted to the City in the form attached hereto, and made a part hereof for all purposes. Said resolution is hereby approved by the City as to form and substance, and the bonds (the "Bonds") described therein may be issued by the Authority in accordance with the terms and provisions set forth therein and herein.

SECTION 3. That the principal amount and maturities of the Bonds, the interest rates for the Bonds, the purchaser of the Bonds, and other details and provisions for the Bonds, and the price to be paid for the Bonds, shall be determined by the General Manager of the Authority in accordance with the procedures and parameters set forth in the Bond Resolution in the manner determined by the Board of Directors of Authority in consultation with First Southwest Company, LLC, its Financial Advisor; and all such matters and procedures are hereby approved by the City.

SECTION 4. That it is acknowledged and agreed by the City that the Bonds authorized pursuant to said Bond Resolution will be issued in strict conformance and compliance with the water supply contract dated as of January 21, 1972, executed between the Authority and the City, and amended as of January 22, 1975, and further amended as of December 11, 1979 (the "Contract"), relating to the project as defined in said Contract and described in said Bond Resolution, and that the City will be fully bound by the provisions of said Bond Resolution insofar as they pertain to the City, and the City will be unconditionally obligated to make the payments with respect to said Bonds as required by the Contract and said Bond Resolution.

SECTION 5. That, in accordance with the Contract, and as a prerequisite to the issuance of the Bonds, the City finds that a case of emergency exists which requires the City to request the Authority to issue the Bonds in order to refund outstanding bonds issued by the Authority with respect to the Tarrant County Water Supply Project resulting in a debt service savings which will inure to the benefit of the City, and the City hereby formally requests the Authority to proceed with such refunding.

SECTION 6. That all ordinances and resolutions of the City in conflict or inconsistent with this Resolution are hereby repealed to the extent of such conflict or inconsistency.

ORDINANCE NO. 15-

PRESENTED AND PASSED this 24th day of February 2015, 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

CERTIFICATE FOR
ORDINANCE APPROVING A RESOLUTION AUTHORIZING THE ISSUANCE, SALE, AND
DELIVERY OF TRINITY RIVER AUTHORITY OF TEXAS (TARRANT COUNTY WATER
PROJECT) REVENUE BONDS, AND APPROVING AND AUTHORIZING INSTRUMENTS AND
PROCEDURES RELATING THERETO

THE STATE OF TEXAS :
COUNTY OF TARRANT :
CITY OF BEDFORD :

We, the undersigned officers of the City of Bedford, Texas, hereby certify as follows:

1. The City Council of said City convened in REGULAR MEETING ON THE ____ DAY OF _____, 2015, at the City Hall, and the roll was called of the duly constituted officers and members of said City Council, to-wit:

Jim Griffin, Mayor	Michael Wells, City Secretary
Michael Boyter, Mayor Pro-Tem	Steve Farco
Jim Davisson	Roy Turner
Ray Champney	Roger Fisher

and all of said persons were present, except the following absentees: _____, thus constituting a quorum. Whereupon, among other business, the following was transacted at said Meeting: a written

ORDINANCE APPROVING A RESOLUTION AUTHORIZING THE ISSUANCE, SALE, AND
DELIVERY OF TRINITY RIVER AUTHORITY OF TEXAS (TARRANT COUNTY WATER
PROJECT) REVENUE BONDS, AND APPROVING AND AUTHORIZING INSTRUMENTS AND
PROCEDURES RELATING THERETO

was duly introduced for the consideration of said City Council and duly read. It was then duly moved and seconded that said Ordinance be adopted; and, after due discussion, said motion, carrying with it the adoption of said Ordinance, prevailed and carried with all members present voting "AYE" except the following:

NAY: _____.

ABSTAIN: _____.

2. That a true, full, and correct copy of the aforesaid Ordinance passed at the Meeting described in the above and foregoing paragraph is attached to and follows this Certificate; that the above and foregoing paragraph is a true, full, and correct excerpt from said City Council's minutes of said Meeting pertaining to the passage of said Ordinance; that the persons named in the above and foregoing paragraph are the duly chosen, qualified, and acting officers and members of said City Council as indicated therein; and that each of the officers and members of said City Council was duly and sufficiently notified officially, in advance, of the time, place, and purpose of the aforesaid Meeting; and that said Meeting was open to the public, and public notice of the time, place, and purpose of said Meeting was given, all as required by Chapter 551, Texas Government Code.

3. That the Mayor of said City has approved, and hereby approves, the aforesaid Ordinance; that the Mayor and the City Secretary of said City have duly signed said Ordinance; and that the Mayor and the City Secretary of said City hereby declare that their signing of this Certificate shall constitute the signing of the attached and following copy of said Ordinance for all purposes.

SIGNED AND SEALED the ____ day of _____, 2015.

City Secretary

Mayor

(SEAL)



Wastewater Treatment

Water Treatment

Water Storage

Lake Livingston

Recreation Facilities

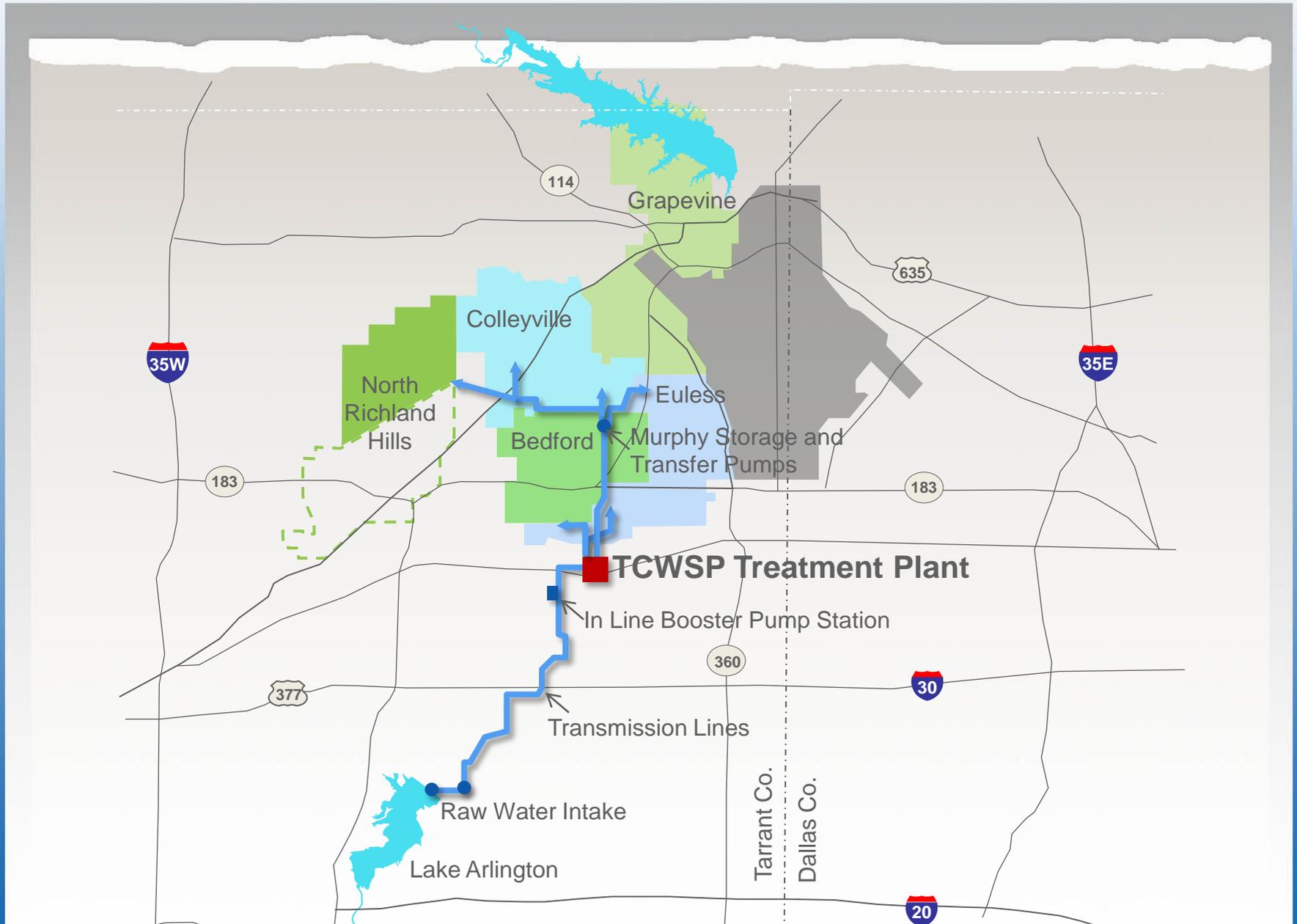
Tarrant County Water Supply Project

Series 2005 Bond Refunding



Trinity River Authority of Texas

Tarrant County Water Supply Project



Tarrant County Water Supply Project

- Began Service: 1974
- Current Capacity: 87.0 MGD
- Avg. Daily Flow for FY 2015 Budget: 34.1 MGD
- Number of contracting parties: 5



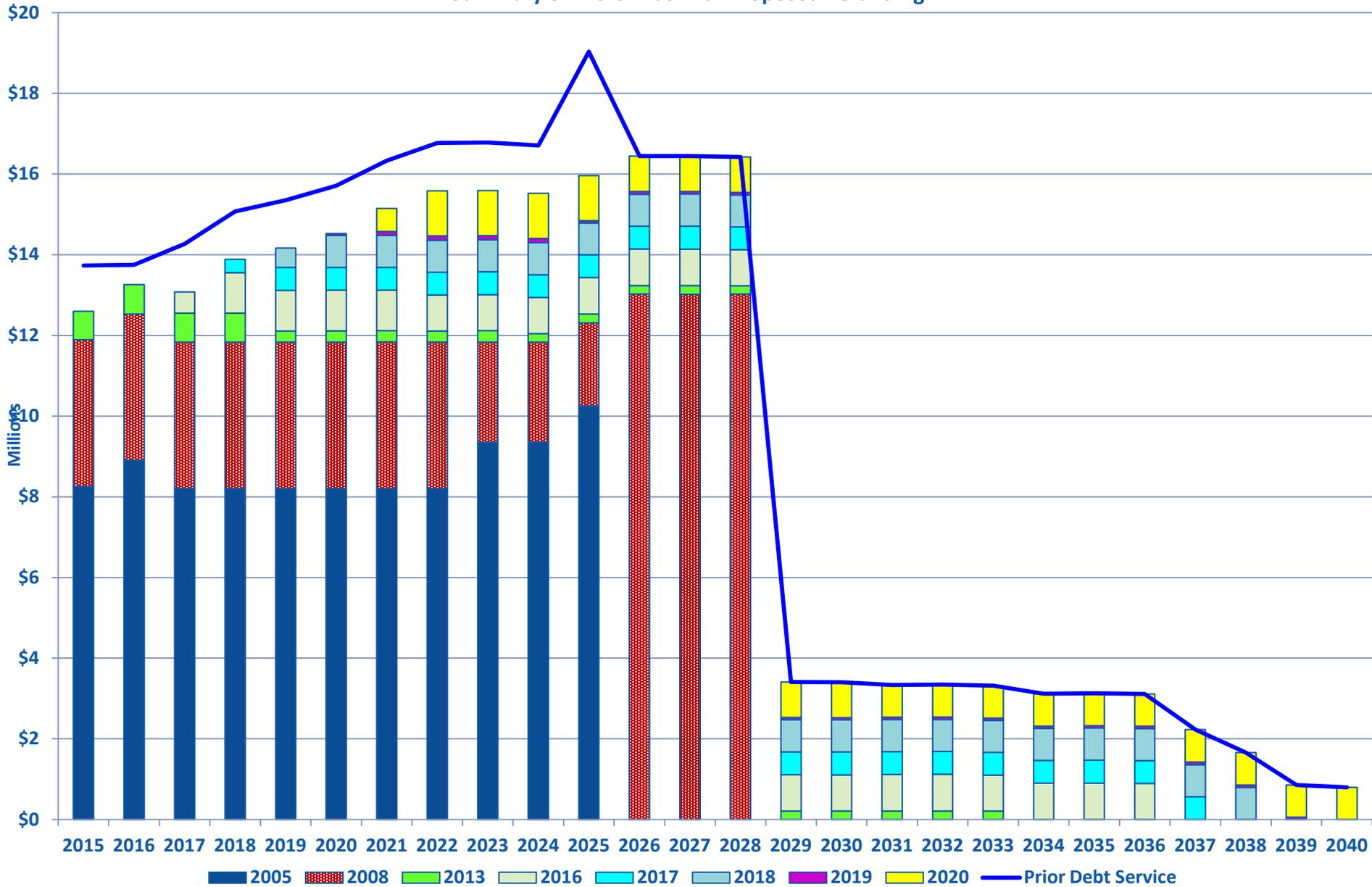


Proposed Bond Refunding

- Series 2005
- \$96,930,000
 - ◆ 60 - inch parallel transfer service main
 - ◆ 87 MGD distribution system improvements
 - ◆ Murphy Drive/Booster Pump Station improvements
- Opportunity for current refunding of the bonds
 - ◆ “Refinancing the house”
- Ordinance for consideration



Trinity River Authority Tarrant County Water Supply Project Summary of Proformas with Proposed Refunding



*Rates effective as of 1/14/2015 (Aa3/AA rated market rates). Includes principal and interest. Level debt service structure. No capitalized



Wastewater Treatment

Water Treatment

Water Storage

Lake Livingston

Recreation Facilities

Questions



Trinity River Authority of Texas



Council Agenda Background

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

DATE: 02/24/15

Council Mission Area: Protect the vitality of neighborhoods.

ITEM:

Consider a resolution authorizing the Interim City Manager to execute an interlocal agreement between the City of Hurst, Texas and the City of Bedford, Texas relating to the engineering cost for a sanitary sewer metering study.

City Attorney Review: Yes

City Manager Review: _____

DISCUSSION:

The City of Hurst has requested the City of Bedford to enter into an interlocal agreement to study the existing sewer collection line in the Valley View basin that is shared by both cities. The sewer line starts in Bedford, goes into Hurst, then back into Bedford, and then eventually leaves Bedford, going back into Hurst.

The City has an agreement with the City of Hurst to pay the sanitary sewer charges for Bedford residents within that collection zone. The charge is based on the water meters in the Valley View basin.

The proposed study will examine putting in multiple metering stations, relief sewers, or a combination of both. The City of Hurst would like to hire the engineering firm of Freese and Nichols to prepare the wastewater study. They would initially pay the full cost of the study and the City of Bedford would then reimburse the City of Hurst 50% of the cost associated with this study. The consultant's cost for this study is not to exceed \$39,800, which would make the City's estimated cost to be \$19,900. There is a stipulation in the agreement that the cost could exceed the said amount only if both parties agree.

Staff recommends the Interlocal Agreement with the City of Hurst for the sanitary sewer metering study because this will determine the feasibility of the necessary improvements that will eliminate the uncertainty of the sewer flows based on water consumption. Funding would be paid out of the Water/Sewer Utility Maintenance fund.

RECOMMENDATION:

Staff recommends the following motion:

Approval of a resolution authorizing the Interim City Manager to execute an interlocal agreement between the City of Hurst, Texas and the City of Bedford, Texas relating to the engineering cost for a sanitary sewer metering study.

FISCAL IMPACT:

Water/Sewer Utility Maintenance	
Fund Balance:	\$1,149,945.58
Cost:	\$19,900.00
Difference:	\$1,130,045.58

ATTACHMENTS:

- Resolution
- Interlocal Agreement
- Map

RESOLUTION NO. 15-

A RESOLUTION AUTHORIZING THE INTERIM CITY MANAGER TO EXECUTE AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF HURST, TEXAS AND THE CITY OF BEDFORD, TEXAS RELATING TO THE ENGINEERING COST FOR A SANITARY SEWER METERING STUDY.

WHEREAS, the City Council of Bedford, Texas has determined that a metering study of the Valley View sanitary sewer system is necessary for the health and safety of its citizens; and,

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

WHEREAS, the City of Bedford and the City of Hurst desire to enter into an interlocal agreement for the sharing of the cost of a study to determine the methods and means of metering wastewater that enters into the Valley View sewer system; and,

WHEREAS, the Cities of Bedford and Hurst have agreed to hire the engineering firm of Freeze and Nichols to prepare the wastewater study; and,

WHEREAS, the City of Hurst is agreeing to pay the full cost of the study and the City of Bedford will reimburse the City of Hurst 50% of the cost, at such time the final payment is made to the consultant; and,

WHEREAS, if the scope of the study is expanded and agreed to by both cities and results in increased cost, both parties will share the increased cost on a 50/50 basis; and,

WHEREAS, each governing body finds that the performance of this Agreement is in the common interest of both parties, that the undertaking will benefit the public and that the division of cost fairly compensates the performing part for the study under this Agreement; and,

WHEREAS, each governing body agrees to share the responsibilities and cost of the study under the terms and conditions set forth herein.

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

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

SECTION 2. That the City Council does hereby authorize the Interim City Manager to execute an interlocal agreement between the City of Hurst, Texas and the City of Bedford, Texas relating to the engineering cost for a sanitary sewer metering study.

SECTION 3. That funding in the estimated amount of \$19,900 will come from the Water/Sewer Utility Maintenance Fund.

PRESENTED AND PASSED this 24th day of February 2015, 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

RESOLUTION NO. 15-

ATTEST:

Michael Wells, City Secretary

APPROVED AS TO FORM:

Stan Lowry City Attorney

Interlocal Agreement

THE HURST CITY COUNCIL AUTHORIZES THE CITY MANAGER TO EXECUTE AN INTERLOCAL AGREEMENT BETWEEN THE CITY OF HURST, TEXAS, AND THE CITY OF BEDFORD, TEXAS, RELATING TO THE ENGINEERING COSTS FOR A SANITARY SEWER METERING STUDY.

I. RECITALS

WHEREAS, the City of Hurst and the City of Bedford desire to enter into an Interlocal Agreement for sharing the costs of a study to determine the method and means of metering wastewater that enters the Valley View sewer system; and

WHEREAS, the Cities of Hurst and Bedford has agreed to hire the engineering firm of Freese and Nichols to prepare the wastewater study; and

WHEREAS, the City of Hurst is agreeing to pay the full cost of the study and the City of Bedford will reimburse the City of Hurst 50% of cost, at such time the final payment is made to the consultant; and

WHEREAS, if the scope of the study is expanded and agreed to by both cities and results in increased cost, both parties will share the increased cost on a 50/50 basis; and

WHEREAS, each governing body finds that the performance of this Agreement is in the common interest of both parties, that the undertaking will benefit the public and that the division of costs fairly compensates the performing party for the study under this Agreement; and

WHEREAS, each governing body agrees to share the responsibilities and costs of the study under the terms and conditions set forth herein.

NOW, THEREFORE, the Cities of Hurst and Bedford agree as follows:

II. TERMS AND CONDITIONS

- A. The consultant cost of the study is a not to exceed fee of \$39,800.
- B. The cities of Hurst and Bedford will pay 50% of the final cost each,
- C. This agreement may be terminated at any time by mutual written consent of both parties.

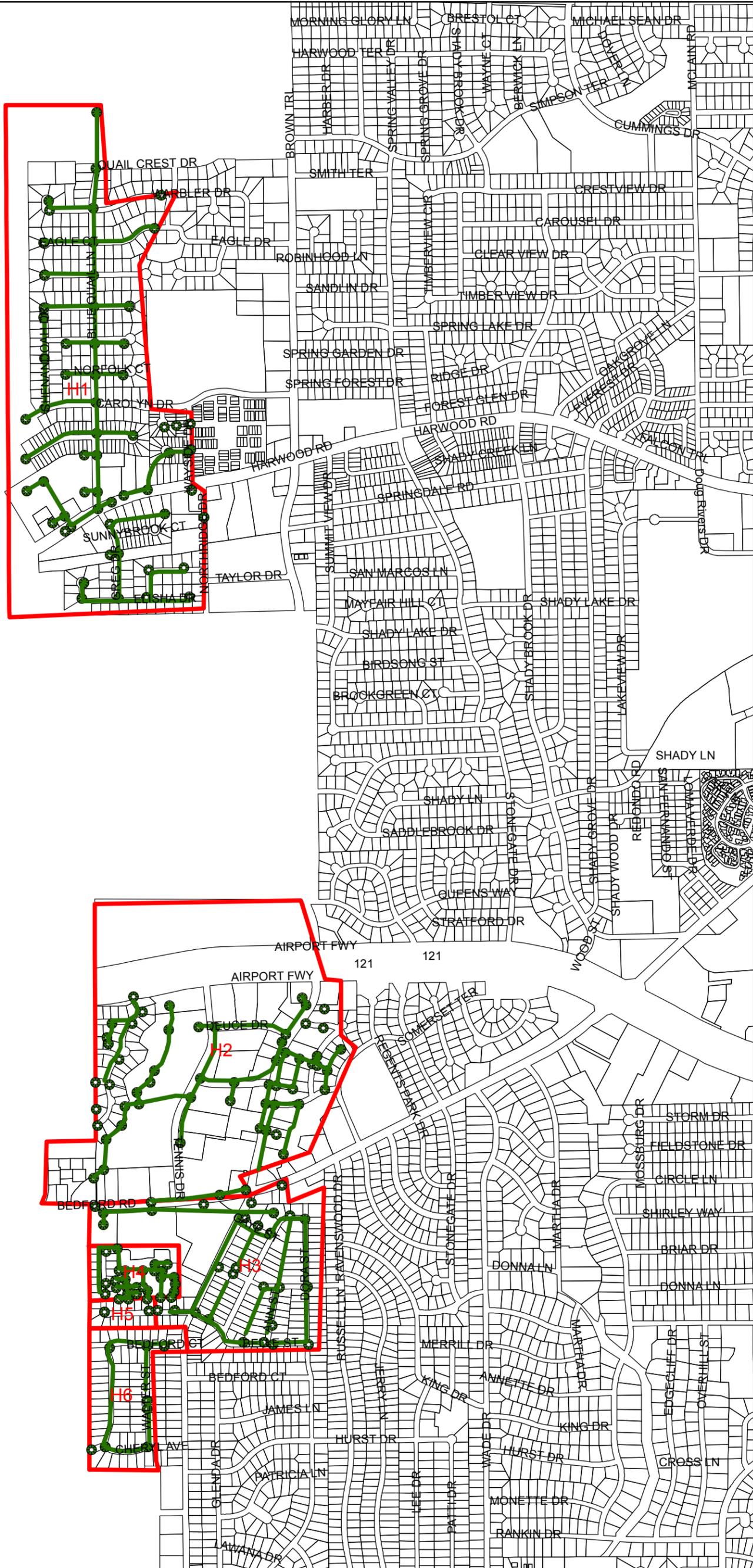
EXECUTED this _____ day of _____, 2015.

CITY OF HURST

CITY OF BEDFORD

W. Allan Weegar
City Manager

Roger Gibson
Interim City Manager



Bedford/Hurst Sewer Systems



*NOTE: These datum are to be used for graphical representation only. The accuracy is not to be taken/used as data produced for engineering purposes or by a Registered Professional Land Surveyor for the State of Texas. For this level of detail, supervision and certification of the produced data by a Registered Professional Land Surveyor for the State of Texas would have to be performed. The City of Bedford assumes no responsibility for the accuracy of said data.



ITEM #7 IS TO BE DISCUSSED BY COUNCIL IN EXECUTIVE SESSION PURSUANT TO TEXAS GOVERNMENT CODE SECTION 551.087. THE MATERIALS FOR THESE ITEMS WILL BECOME PUBLIC INFORMATION UPON COUNCIL APPROVAL. PLEASE CONTACT THE CITY SECRETARY'S OFFICE AT 817.952.2104 IF YOU HAVE ANY QUESTIONS.



Council Agenda Background

PRESENTER: Clifford Blackwell, CGFO, Director of Admin Services, & BKD

DATE: 02/24/15

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

ITEM:

Consider a resolution accepting the report from the independent auditor and the audited financial statements for the fiscal year ending September 30, 2014 and providing an effective date.

City Attorney Review: N/A

City Manager Review: _____

DISCUSSION:

On January 29, 2015, Andrew Sherwood, Senior Associate for BKD, L.L.P. and David Coleman, Senior Manager for BKD, L.L.P., presented the detailed audit report to the Audit Committee. The Committee consists of Mayor Jim Griffin, Council Member Roy Turner, and Council Member Roger Fisher (who was absent), along with City Manager Beverly Griffith, Deputy City Manager David Miller, Managing Director Mirenda McQuagge-Walden, Accounting Manager Paula McPartlin and Director of Administrative Services Clifford Blackwell. In the meeting, the BKD staff presented the City of Bedford's financial statements, with respect to its net position, its comparison to budgetary constraints and its ending fund balance. The auditors conducted an audit of the City of Bedford in accordance with both auditing standards and accounting principles generally accepted in the United States of America. In summary, BKD found that that the City of Bedford's financial statements for the fiscal year ending September 30, 2014 present fairly, in all material respects, without any material misstatement.

On May 8, 2012, BKD, L.L.P. was awarded the contract to conduct the annual audit for the fiscal years ending 2012, 2013, 2014, with two one-year options to renew. They are currently in the third year of the initial three-year term agreement.

RECOMMENDATION:

Staff recommends the following motion:

Approval of a resolution accepting the report from the independent auditor and the audited financial statements for the fiscal year ended September 30, 2014 and providing an effective date.

FISCAL IMPACT:

N/A

ATTACHMENTS:

Resolution
Comprehensive Annual Financial Report
(Separate Attachment)
Management Letter

RESOLUTION NO. 15-

A RESOLUTION ACCEPTING THE REPORT FROM THE INDEPENDENT AUDITOR AND THE AUDITED FINANCIAL STATEMENTS FOR THE FISCAL YEAR ENDING SEPTEMBER 30, 2014 AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City has completed the annual audit of the City's financial statements for the fiscal year ending September 30, 2014; and,

WHEREAS, the City Council of Bedford, Texas has received the report from the City's independent audit firm, BKD, L.L.P.; and,

WHEREAS, the Audit Committee of the City of Bedford has reviewed and voted to accept the report as written.

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

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

SECTION 2. That the City Council does hereby accept the report of the independent auditor and the audited financial statements for the fiscal year ending September 30, 2014 as presented.

SECTION 3. That this resolution shall take effect from and after the date of its passage.

PRESENTED AND PASSED on this 24th day of February 2015, 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

Honorable Mayor and
Members of the City Council
City of Bedford
Bedford, Texas

As part of our audit of the financial statements of the City of Bedford, Texas (City) as of and for the year ended September 30, 2014, we wish to communicate the following to you.

AUDIT SCOPE AND RESULTS

Auditor's Responsibility Under Auditing Standards Generally Accepted in the United States of America and the Standards Applicable to Financial Audits Contained in Government Auditing Standards Issued by the Comptroller General of the United States

An audit performed in accordance with auditing standards generally accepted in the United States of America and the standards applicable to financial audits contained in *Government Auditing Standards* issued by the Comptroller General of the United States is designed to obtain reasonable, rather than absolute, assurance about the financial statements. In performing auditing procedures, we establish scopes of audit tests in relation to the financial statements taken as a whole. Our engagement does not include a detailed audit of every transaction. Our engagement letter more specifically describes our responsibilities.

These standards require communication of significant matters related to the financial statement audit that are relevant to the responsibilities of those charged with governance in overseeing the financial reporting process. Such matters are communicated in the remainder of this letter or have previously been communicated during other phases of the audit. The standards do not require the auditor to design procedures for the purpose of identifying other matters to be communicated with those charged with governance.

An audit of the financial statements does not relieve management or those charged with governance of their responsibilities. Our engagement letter more specifically describes your responsibilities.

Qualitative Aspects of Significant Accounting Policies and Practices

Significant Accounting Policies

The City's significant accounting policies are described in *Note 1* of the audited financial statements.

Alternative Accounting Treatments

No matters are reportable.

Management Judgments and Accounting Estimates

Accounting estimates are an integral part of financial statement preparation by management, based on its judgments. The following areas involve significant areas of such estimates for which we are prepared to discuss management's estimation process and our procedures for testing the reasonableness of those estimates:

- Allowance for doubtful accounts
- Depreciation
- Obligation for other post-employment benefits

Financial Statement Disclosures

The following areas involve particularly sensitive financial statement disclosures for which we are prepared to discuss the issues involved and related judgments made in formulating those disclosures:

- Revenue recognition
- Loss contingencies

Audit Adjustments

During the course of any audit, an auditor may propose adjustments to financial statement amounts. Management evaluates our proposals and records those adjustments which, in its judgment, are required to prevent the financial statements from being materially misstated. Some adjustments proposed were not recorded because their aggregate effect is not currently material; however, they involve areas in which adjustments in the future could be material, individually or in the aggregate.

Areas in which adjustments were proposed include:

Proposed Audit Adjustments Recorded

- Accrual of construction contract retainage
- Allowance for ambulance receivables
- Expense recognition (matching principle)

Proposed Audit Adjustments Not Recorded

- None

Auditor's Judgments About the Quality of the Entity's Accounting Principles

During the course of the audit, we made the following observations regarding the City's application of accounting principles:

No matters are reportable.

Difficulties Encountered in Performing the Audit

Our audit requires cooperative effort between management and the audit team. There were no difficulties encountered during the course of our audit. Management of the City was extremely cooperative throughout the audit process. We very much appreciate their hard work in preparing for the audit and in seeing it through to completion.

Other Material Communications

Listed below are other material written communications between management and us related to the audit:

- Engagement letter dated September 18, 2014
- Management representation letter (*attached*)

OTHER MATTER

We observed the following matter related to ongoing standard setting by the *Governmental Accounting Standards Board (GASB)*. This matter is offered as a constructive suggestion for the consideration of management as part of the ongoing process of modifying and improving financial accounting and reporting in accordance with accounting standards. We can discuss this matter further at your convenience and may provide implementation assistance for changes or improvements.

Governmental Accounting Standards Board (GASB) Statement No. 68, Accounting and Financial Reporting for Pensions (Statement)

This Statement amends the requirements of Statement No. 27, *Accounting for Pensions by State and Local Governmental Employers*, and Statement No. 50, *Pension Disclosures*, as they relate to governmental employers that account for pensions provided through trusts, or equivalent arrangements, that meet certain criteria.

The statement includes guidance for accounting for participating employers in single-employer and multiple-employer defined benefit pension plans, cost-sharing plans, defined contribution plans and plans with insured benefits. More specifically, this Statement requires governments providing defined benefit pensions to recognize their long-term obligation for pension benefits as a liability for the first time, and to more comprehensively and comparably measure the annual costs of pension benefits. The Statement also enhances accountability and transparency through revised and new note disclosures and required supplementary information (RSI).

The effective date for this standard is generally for periods beginning after June 15, 2014.

This communication is intended solely for the information and use of management, City Council, and others within the City and is not intended to be and should not be used by anyone other than these specified parties.

BKD, LLP

February 9, 2015



CITY OF
BEDFORD
TEXAS

Administrative Services

2000 Forest Ridge Drive, Bldg. A
Bedford Texas 76021
Phone: 817-952-2116 Fax: 817-952-2454

February 9, 2015

BKD, LLP

Certified Public Accountants
14241 Dallas Parkway, Suite 1100

Dallas, Texas 75254

We are providing this letter in connection with your audit of our financial statements as of and for the year ended September 30, 2014. We confirm that we are responsible for the fair presentation of the financial statements in conformity with accounting principles generally accepted in the United States of America. We are also responsible for adopting sound accounting policies, establishing and maintaining effective internal control over financial reporting, operations and compliance, and preventing and detecting fraud.

Certain representations in this letter are described as being limited to matters that are material. Items are considered material, regardless of size, if they involve an omission or misstatement of accounting information that, in light of surrounding circumstances, makes it probable that the judgment of a reasonable person relying on the information would be changed or influenced by the omission or misstatement.

We confirm, to the best of our knowledge and belief, the following:

1. We have fulfilled our responsibilities, as set out in the terms of our engagement letter dated September 18, 2014, for the preparation and fair presentation of the financial statements in accordance with accounting principles generally accepted in the United States of America.
2. We acknowledge our responsibility for the design, implementation and maintenance of internal control relevant to the preparation and fair presentation of financial statements that are free from material misstatement, whether due to fraud or error.
3. We acknowledge our responsibility for the design, implementation and maintenance of internal control to prevent and detect fraud.
4. We have reviewed and approved a draft of the financial statements and related notes referred to above, which you prepared in connection with your audit of our financial statements. We acknowledge that we are responsible for the fair presentation of the financial statements and related notes.

5. We have provided you with:
 - (a) Access to all information of which we are aware that is relevant to the preparation and fair presentation of the financial statements such as records, documentation and other matters.
 - (b) Additional information that you have requested from us for the purpose of the audit.
 - (c) Unrestricted access to persons within the entity from whom you determined it necessary to obtain audit evidence.
 - (d) All minutes of meetings of the governing body held through the date of this letter.
 - (e) All significant contracts and grants.
6. All transactions have been recorded in the accounting records and are reflected in the financial statements.
7. We have informed you of all current risks of a material amount that are not adequately prevented or detected by entity procedures with respect to:
 - (a) Misappropriation of assets.
 - (b) Misrepresented or misstated assets, liabilities or net position.
8. We have no knowledge of any known or suspected:
 - (a) Fraudulent financial reporting or misappropriation of assets involving management or employees who have significant roles in internal control.
 - (b) Fraudulent financial reporting or misappropriation of assets involving others that could have a material effect on the financial statements.
9. We have no knowledge of any allegations of fraud or suspected fraud affecting the City received in communications from employees, customers, regulators, suppliers or others.

10. We have disclosed to you the identity of the City's related parties and all the related party relationships and transactions of which we are aware. Related party relationships and transactions have been appropriately accounted for and disclosed in accordance with accounting principles generally accepted in the United States of America. We understand that the term related party refers to an affiliate; management, and members of their immediate families, component units; and any other party with which the City may deal if it can significantly influence, or be influenced by, the management or operating policies of the other. The term affiliate refers to a party that directly or indirectly controls, or is controlled by, or is under common control with us.

11. Except as reflected in the financial statements, there are no:
 - (a) Plans or intentions that may materially affect carrying values or classifications of assets and liabilities.

 - (b) Material transactions omitted or improperly recorded in the financial statements.

 - (c) Material gain/loss contingencies requiring accrual or disclosure, including those arising from environmental remediation obligations.

 - (d) Events occurring subsequent to the statement of net position/balance sheet date through the date of this letter requiring adjustment or disclosure in the financial statements.

 - (e) Agreements to purchase assets previously sold.

 - (f) Restrictions on cash balances or compensating balance agreements.

 - (g) Guarantees, whether written or oral, under which the City is contingently liable.

12. We have disclosed to you all known instances of noncompliance or suspected noncompliance with laws and regulations whose effects should be considered when preparing financial statements.

13. We have disclosed to you all known actual or possible litigation and claims whose effects should be considered when preparing the financial statements. The effects of all known actual or possible litigation and claims have been accounted for and disclosed in accordance with accounting principles generally accepted in the United States of America.

14. Adequate provisions and allowances have been accrued for any material losses from:
 - (a) Uncollectible receivables.

- (b) Reducing obsolete or excess inventories to estimated net realizable value.
 - (c) Service/sales commitments, including those unable to be fulfilled.
 - (d) Purchase commitments in excess of normal requirements or above prevailing market prices.
15. Except as disclosed in the financial statements, we have:
- (a) Satisfactory title to all recorded assets, and they are not subject to any liens, pledges or other encumbrances.
 - (b) Complied with all aspects of contractual and grant agreements, for which noncompliance would materially affect the financial statements.
16. We have not been designated as a potentially responsible party (PRP or equivalent status) by the Environmental Protection Agency (EPA) or other cognizant regulatory agency with authority to enforce environmental laws and regulations.
17. With regard to deposit and investment activities:
- (a) All deposit, repurchase and reverse repurchase agreements and investment transactions have been made in accordance with legal and contractual requirements.
 - (b) Disclosures of deposit and investment balances and risks in the financial statements are consistent with our understanding of the applicable laws regarding enforceability of any pledges of collateral.
 - (c) We understand that your audit does not represent an opinion regarding the enforceability of any collateral pledges.
18. With respect to any nonattest services you have provided us during the year, including assisting with the preparation of the draft financial statements and related notes:
- (a) We have designated a qualified management-level individual to be responsible and accountable for overseeing the nonattest services.
 - (b) We have established and monitored the performance of the nonattest services to ensure that they meet our objectives.

- (c) We have made any and all decisions involving management functions with respect to the nonattest services and accept full responsibility for such decisions.
 - (d) We have evaluated the adequacy of the services performed and any findings that resulted.
19. We acknowledge that we are responsible for compliance with applicable laws, regulations and provisions of contracts and grant agreements.
 20. We have identified and disclosed to you all laws, regulations and provisions of contracts and grant agreements that have a direct and material effect on the determination of amounts in our financial statements or other financial data significant to the audit objectives.
 21. We have identified and disclosed to you any violations or possible violations of laws, regulations and provisions of contracts and grant agreements whose effects should be considered for recognition and/or disclosure in the financial statements or for your reporting on noncompliance.
 22. We have taken or will take timely and appropriate steps to remedy any fraud, abuse, illegal acts or violations of provisions of contracts or grant agreements that you or other auditors report.
 23. We have a process to track the status of audit findings and recommendations.
 24. We have identified to you any previous financial audits, attestation engagements, performance audits or other studies related to the objectives of your audit and the corrective actions taken to address any significant findings and recommendations made in such audits, attestation engagements or other studies.
 25. The financial statements disclose all significant estimates and material concentrations known to us. Significant estimates are estimates at the statement of net position/balance sheet date which could change materially within the next year. Concentrations refer to volumes of business, revenues, available sources of supply, or markets for which events could occur which would significantly disrupt normal finances within the next year. Significant assumptions used by us in making accounting estimates, including those measured at fair value, are reasonable.
 26. The supplementary information required by the Governmental Accounting Standards Board, consisting of management's discussion and analysis, budgetary comparisons and pension/other post-employment benefit information, has been prepared and is measured and presented in conformity with the applicable GASB pronouncements, and we acknowledge our responsibility for the information. The information contained therein is based on all facts, decisions and conditions currently known to us and is measured using the same methods and assumptions as were used in the preparation of the financial statements. We believe the significant assumptions underlying the measurement and/or presentation of the information are reasonable and appropriate. There has been no change from the preceding period in the methods of measurement and presentation.

27. With regard to supplementary information:

- (a) We acknowledge our responsibility for the presentation of the supplementary information in accordance with the applicable criteria.
- (b) We believe the supplementary information is fairly presented, both in form and content, in accordance with the applicable criteria.
- (c) The methods of measurement and presentation of the supplementary information are unchanged from those used in the prior period.
- (d) We believe the significant assumptions or interpretations underlying the measurement and/or presentation of the supplementary information are reasonable and appropriate.
- (e) If the supplementary information is not presented with the audited financial statements, we acknowledge we will make the audited financial statements readily available to intended users of the supplementary information no later than the date such information and the related auditor's report are issued.



Beverly Griffith, City Manager



Clifford Blackwell, Director of Administrative
Services



Council Agenda Background

PRESENTER: Kelli Agan, Technical Services Manager

DATE: 02/24/15

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

ITEM:

Consider a resolution of the City Council of Bedford, Texas, designating the Interim City Manager as the Authorized Official for the grant received through the Office of the Governor, Criminal Justice Division for the Repeat Victimization Unit storefront.

City Attorney Review: N/A

City Manager Review: _____

DISCUSSION:

On October 1, 2014, the Police Department was awarded a one-year grant through the Office of the Governor, Criminal Justice Division. The grant funded the new storefront, located at 752 East Pipeline Road, Hurst, Texas. The funding included the annual lease payment, furnishings and office equipment for the storefront.

The storefront provides office space for the Repeat Victimization Unit (RVU). Personnel assigned to this Unit include three police officers from Bedford, one police officer from Hurst, and the Hurst, Euless and Bedford shared positions of a Mental Health Coordinator and a Crime Victims/Domestic Violence Coordinator.

The Interim City Manager will assume the role of Authorized Official for the grant. The Office of the Governor requires a resolution on file with the current person fulfilling the role of City Manager.

The Authorized Official is charged with the responsibility to accept, reject, alter or terminate the grant on behalf of the City.

RECOMMENDATION:

Staff recommends the following motion:

Approval of a resolution of the City Council of Bedford, Texas, designating the Interim City Manager as the Authorized Official for the grant received through the Office of the Governor, Criminal Justice Division for the Repeat Victimization Unit storefront.

FISCAL IMPACT:

N/A

ATTACHMENTS:

Resolution

RESOLUTION NO. 15-

A RESOLUTION OF THE CITY COUNCIL OF BEDFORD, TEXAS, DESIGNATING THE INTERIM CITY MANAGER AS THE AUTHORIZED OFFICIAL FOR THE GRANT RECEIVED THROUGH THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION FOR THE REPEAT VICTIMIZATION UNIT STOREFRONT.

WHEREAS, the City Council of Bedford, Texas finds it in the best interest of the citizens of Bedford that the Repeat Victimization Unit storefront be operated for the 2014-15 calendar years; and,

WHEREAS, the City Council of Bedford, Texas agrees that in the event of loss or misuse of the Criminal Justice Division funds, the City of Bedford assures that the funds will be returned to the Criminal Justice Division in full; and,

WHEREAS, the City Council of Bedford, Texas designates Police Chief Roger Gibson, performing the duties of Interim City Manager, as the Authorized Official for the grant. The Authorized Official is given the power to apply for, accept, reject, alter or terminate the grant on behalf of the applicant agency.

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

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

SECTION 2. That the City Council of Bedford, Texas, designates the Interim City Manager as the Authorized Official for the grant received through the Office of the Governor, Criminal Justice Division for the Repeat Victimization Unit storefront.

PRESENTED AND PASSED this 24th day of February 2015, 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

Grant Number: 2815001



Council Agenda Background

PRESENTER: Kelli Agan, Technical Services Manager

DATE: 02/24/15

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

ITEM:

Consider a resolution of the City Council of Bedford, Texas, authorizing the submission of the grant application for the Repeat Victimization Unit storefront to the Office of the Governor, Criminal Justice Division.

City Attorney Review: N/A

City Manager Review: _____

DISCUSSION:

The Police Department was recently made aware of a competitive grant through the Office of the Governor, Criminal Justice Division.

Through this grant, the Police Department will be seeking funding in the amount of \$30,400 in order to continue to support the Repeat Victimization Unit (RVU) storefront operation. The funding would cover the monthly lease expenses, utilities, and common area maintenance for one additional year.

In late 2012, the RVU was implemented to focus on victims of domestic violence and those suffering from mental health related issues. The Unit utilizes a tiered-response system to address both of these concerns.

Working with community resources, the goal of the RVU is two-pronged:

- (1) Develop a rapport with victims in order to help facilitate the process of connecting them with the necessary services and assistance that they need; and,
- (2) Reduce the number of police officer calls for service to the same location and/or same subjects.

On October 1, 2014, the Police Department was awarded a one-year grant, which funded the opening of a storefront, located at 752 East Pipeline Road, Hurst, Texas. The storefront is a shared facility between the Bedford Police Department and the Hurst Police Department that provides office and meeting space for the Repeat Victimization Unit. Grant funding included the first year lease payment, furnishings and office equipment for the storefront. The storefront lease term is for six years and three months.

The Bedford Police Department has three full-time police officers assigned to the RVU. The Hurst Police Department has one full-time police officer assigned to this Unit.

The collaborative effort between the two cities was a logical endeavor as the cities of Bedford, Hurst and Euless share a Mental Health Coordinator position and a Crime Victims/Domestic Violence Coordinator position. Both of these positions are assigned to the RVU and office out of the storefront.

Continuing to combine resources from both Departments into one centralized location increases the coordination between the jurisdictions and the shared positions. Victims are afforded “one stop shopping” as they meet with officers, the Crime Victims/Domestic Violence Coordinator and/or the Mental Health Coordinator. It provides a more concentrated effort in addressing a police and community issue regarding victims of repeated offenses. Further, a location that is not deemed a “police department” provides a more conducive environment for victims who are apprehensive about meeting these same professionals at a law enforcement agency.

The Office of the Governor, Criminal Justice grant does not require a cash match.

RECOMMENDATION:

Staff recommends the following motion:

Approval of a resolution of the City Council of Bedford, Texas, authorizing the submission of the grant application for the Repeat Victimization Unit storefront to the Office of the Governor, Criminal Justice Division.

FISCAL IMPACT:

Future costs associated with the lease payment, utilities and common area maintenance will be funded either through additional grants or will be brought before City Council for budget consideration.

ATTACHMENTS:

Resolution

RESOLUTION NO. 15-

A RESOLUTION OF THE CITY COUNCIL OF BEDFORD, TEXAS, AUTHORIZING THE SUBMISSION OF THE GRANT APPLICATION FOR THE REPEAT VICTIMIZATION UNIT STOREFRONT TO THE OFFICE OF THE GOVERNOR, CRIMINAL JUSTICE DIVISION.

WHEREAS, the City Council of Bedford, Texas finds it in the best interest of the citizens of Bedford that the Repeat Victimization Unit storefront be operated for the 2015-16 calendar years; and,

WHEREAS, the City Council of Bedford, Texas agrees that in the event of loss or misuse of the Criminal Justice Division funds, the City of Bedford assures that the funds will be returned to the Criminal Justice Division in full; and,

WHEREAS, the City Council of Bedford, Texas designates Police Chief Roger Gibson, performing the duties of Interim City Manager, as the grantee's Authorized Official. The Authorized Official is given the power to apply for, accept, reject, alter or terminate the grant on behalf of the applicant agency.

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

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

SECTION 2. That the City Council of Bedford, Texas, authorizes the submission of the grant application for the Repeat Victimization Unit Storefront to the Office of the Governor, Criminal Justice Division.

PRESENTED AND PASSED this 24th day of February 2015, 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

Grant Number: 2815002



Council Agenda Background

PRESENTER: Mirenda McQuagge-Walden, Managing Director

DATE: 02/24/15

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

ITEM:

Consider a resolution approving a License Agreement Addendum to the Meadow Park Lease Agreement with the Hurst-Euless-Bedford Independent School District.

City Attorney Review: Yes

City Manager Review: _____

DISCUSSION:

On January 13, 2015, staff reviewed a proposal with the Council that had been received from Suns Field Development (SFD) to renovate the existing softball fields at Meadow Park in return for use of the fields. Later, on January 22, 2015, Mr. Bradley Padia and Mr. Steve Padia with SFD presented their concept to the City Council at a work session.

In order to proceed with any further improvements to Meadow Park, it is prudent to execute an Addendum to the existing agreement with the school district. This Addendum allows future improvements whether they are performed by SFD or any other agent the City may designate in the future.

RECOMMENDATION:

Staff recommends the following motion:

Approval of a resolution approving a License Agreement Addendum to the Meadow Park Lease Agreement with the Hurst-Euless-Bedford Independent School District.

FISCAL IMPACT:

N/A

ATTACHMENTS:

Resolution
License Agreement Addendum
Meadow Park Lease Agreement

RESOLUTION NO. 15-

A RESOLUTION APPROVING A LICENSE AGREEMENT ADDENDUM TO THE MEADOW PARK LEASE AGREEMENT WITH THE HURST-EULESS-BEDFORD INDEPENDENT SCHOOL DISTRICT.

WHEREAS, the City Council of Bedford, Texas wishes to provide for future improvements to the softball fields at Meadow Park; and,

WHEREAS, an addendum to the Meadow Park Lease will grant permission for future improvements.

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

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

SECTION 2. That the City Council does hereby authorize the Interim City Manager to execute a License Agreement Addendum to the Meadow Park Lease Agreement.

SECTION 3. That this resolution shall take effect from and after the date of passage.

PRESENTED AND PASSED this 24th day of February, 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

**Hurst-Eules-Bedford ISD
License Agreement Addendum**

This License Agreement addendum between the City of Bedford and the Hurst-Eules-Bedford ISD (“District”), both parties acting through their authorized representatives, and concerns certain property (the “Property”) owned and/or occupied by the District, more particularly described as follows:

A 17.48 acre tract of land, more or less, situated in the Liberty J. Teeter Survey, Abstract 1517, Tarrant County, Texas, identified in the records of the Tarrant Appraisal District as Account Number 04209826.

The District hereby grants to the City of Bedford its sub-contractors, consultants and agents, in accordance with item 7 (seven), page 3 (three) of the License Agreement dated December 11, 1990, to perform the following work:

- Construct new fencing around the baseball fields
 - Seed new turf
 - Construct new spectator stands
 - Refurbish concession stand
 - Refurbish/update dugouts
 - Install new lighting for the fields
- The District reserves whatever rights, title, and interest in and to the Property it may possess, and these modifications to the baseball fields shall in no way prejudice the District's right to receive full and just compensation as allowed by law for any interest in and to the property, and damages, if any, to the Property.
- The District grants the City, its sub-contractors, consultants and agents, the right of ingress and egress over and across the Property for the purpose of upgrading the existing baseball fields in accordance with the above list of improvements in accordance with all City regulations, permit requirements, and ordinances.
- Representatives of the City, at all times while on the Property, shall adhere to all District policies concerning conduct while on District properties including policies related to the use of tobacco, alcohol or the possession of any weapons or firearms.
- To the extent permitted by Texas law and without waiving any defenses, including governmental immunity, the City agrees to be solely responsible for its own acts of negligence and solely responsible for all liabilities, obligations, damages, penalties, claims, actions, costs, charges and expenses, including reasonable attorney's fees and other professional fees, that may be imposed upon, incurred by or asserted against the District, its trustees, officers, employees and agents, that arise out of or in connection with the upgrade of the baseball fields. The City will also be responsible for the safety of all its employees, contractors, consultants, invitees and agents who enter onto the Property and the City will be responsible for any damage to any infrastructure caused by

its entry onto or use of the Property. The provisions in this paragraph are solely for the benefit of the District, its trustees, officers, employees and agents, and are not intended to create or grant any rights, contractually or otherwise, to any third party.

- After the upgrades and modifications are complete, the City shall return the Property to the same condition as it existed prior to the City's construction and will remove all trash, debris and any other items left on the Property as a result of the upgrade of the baseball fields.
- All other terms and agreements between the City of Bedford and Hurst-Euless-Bedford ISD included in the License Agreement dated December 11, 1990 shall remain in full effect and force and will not be affected or modified in any other way other than those improvements to the baseball field as specified in this addendum to the agreement.
- Each undersigned representative represents that he/she is duly authorized and empowered to enter into and to execute this Addendum.

IN WITNESS WHEREFORE, this instrument is executed on and shall be effective as of this _____ day of _____, 2015.

HURST-EULESS-BEDFORD
INDEPENDENT SCHOOL DISTRICT

CITY OF BEDFORD, TEXAS

Stephen Chapman - Superintendent
(817) 399-2020
1849 Central Dr.
Bedford, TX 76022

Jim Griffin – Mayor

Telephone Number

(Address)

STATE OF TEXAS
COUNTY OF TARRANT

§
§
§

KNOW ALL MEN BY THESE PRESENTS:

LICENSE AGREEMENT

THIS LICENSE AGREEMENT is made and entered into by and between the BOARD OF TRUSTEES of the HURST-EULESS-BEDFORD INDEPENDENT SCHOOL DISTRICT, a political subdivision of the State of Texas and a legally constituted Independent School District within Tarrant County, Texas, hereinafter called "HEBISD", and the CITY OF BEDFORD, a municipal corporation of the State of Texas, within Tarrant County, Texas, hereinafter called "CITY".

RECITALS

WHEREAS, on May 3, 1983, the parties entered into an agreement for the limited use of HEBISD land by the CITY; and

WHEREAS, the parties desire to amend the agreement.

NOW THEREFORE, in consideration of the mutual covenants herein expressed, the parties agree as follows:

1. Description. HEBISD grants to CITY a license for the use of a tract of land containing approximately 13.7 acres out of the L.J. Teeter Survey in the City of Bedford, Tarrant County, Texas, and being more particularly described as follows:

All that certain tract or parcel of land out of the L.J. Teeter Survey, A-1517, Bedford, Tarrant County, Texas, and being part of a 40 acre tract conveyed to Hurst-Eules-Bedford Independent School District as recorded in Volume 4819, Page 183, a 1.6 acre tract conveyed by Marvin Fox to Texas Power and Light Company in Volume 2867, Page 271, and a 17.483 acre tract conveyed to Hurst-Eules-Bedford Independent School District in Volume 4821, Page 410, Deed Records, Tarrant County, Texas, and being further described as follows;

BEGINNING at a point in west right-of-way line of Wildwood Drive 500.0 feet North of the Southeast corner of said 40 acre tract as referenced above;

THENCE North along the West right-of-way line of Wildwood Drive approximately 1330 feet to the Northeast corner of above referenced 17.483 acre tract;

THENCE West along the North line of said 17.483 acre tract 450.0 feet;

THENCE South parallel to the West right-of-way line of said Wildwood Drive approximately 1330 feet to a point;

THENCE East 450.0 feet to the place of beginning and containing approximately 13.7 acres of land.

2. Term of License. This Agreement shall continue until it is terminated by either party upon giving written notice to the other party six (6) months in advance of its intention to terminate this License Agreement.

3. Fee. The fee for this use is the sum of ONE DOLLAR (\$1.00) per year, payable on the 3rd day of May each year during the term of this Agreement.

4. Use of Premises. The premises shall be used for two soccer fields, two softball diamonds, a parking area, and a tree farm. These are the improvements which have been approved by HEBISD for the use of the premises.

5. Preparation of Premises. CITY shall, at its own cost and expense, perform all work and furnish all materials necessary to complete the premises for the proposed use. In this connection, CITY shall separate the premises from the larger tract of 40 acres by a perimeter fence constructed by CITY of four-strand barbed wire.

6. Maintenance and Repair. CITY shall, at its sole expense, maintain and repair the premises. In addition, at CITY'S sole expense, CITY shall cultivate and level the land on the property and shall have the authority to plant trees on the property as it sees fit, for the purpose of establishing a tree farm for CITY trees. Further, CITY shall maintain and care for the

trees and may remove the trees it plants at any time during the term of this agreement. The trees planted by CITY on HEBISD'S land and remaining at the termination of this agreement shall become the property of HEBISD.

7. Additional Improvements. prior to making any additional improvements to the premises other than the improvements described on Exhibit "A", CITY shall obtain the written approval of HEBISD.

8. CITY'S Default. If this CITY fails, for any reason, to perform any provision of this License Agreement, this Agreement may be terminated by HEBISD if the default continues for a period of ten (10) days after HEBISD notifies CITY of the default and its intention to declare this Agreement terminated. HEBISD reserves unto itself all remedies necessary to enforce the provisions of this paragraph.

9. Termination. In the event HEBISD terminates this Agreement under either paragraph 2 or 8, HEBISD shall have the right to resume possession of the premises and CITY agrees to peacefully vacate the premises. Should this Agreement be terminated pursuant to paragraph 2, CITY shall have a period of six (6) months to remove only the improvements erected on the premises which are specified by HEBISD to be removed. Should this Agreement be terminated pursuant to paragraph 8, CITY shall have a period of ninety (90) days after this Agreement is terminated to remove only the improvements which are specified by HEBISD to be removed and which were erected on the premises prior to the end of ninety (90) days.

10. Entry upon Premises. HEBISD shall have the right to enter the premises at all reasonable times for the purposes of inspection and viewing of the premises.

11. Indemnity. CITY agrees to indemnify, save and hold harmless and defend HEBISD against any and all costs, attorney's

fees incurred by HEBISD, liability, claims, demands and lawsuits for damages of any and every kind and for injury to or death of any person or persons and for damage to or loss of property arising out of or attributable, directly or indirectly, to the operation or use of the premises by CITY. It is the intention of CITY that this indemnity shall apply whether or not the costs, liability, claims, demands or lawsuits arise from the negligence, gross negligence, or contractual negligence of HEBISD.

12. Insurance. CITY agrees to keep in force, at its expense, during the term of this Agreement, public liability insurance in companies acceptable to HEBISD for property damages in the amount of \$100,000.00 and for bodily injury or death in the amount of \$100,000.00 for each person insured, or a maximum \$300,000.00 per occurrence. The public liability insurance shall cover both HEBISD and CITY against any and all claims, accidents, damages, liability and expenses in connection with personal injuries or damage to property arising from or out of the intended use of the premises used by CITY. CITY agrees to furnish to HEBISD a certificate of insurance evidencing this public liability insurance coverage.

13. Parties Bound. This agreement shall be binding upon the successors and assigns of both parties in like manner as upon the original parties.

EXECUTED THIS THE 11th day of December, 1990.

HEBISD: HURST-EULESS-BEDFORD
INDEPENDENT SCHOOL DISTRICT

CITY: CITY OF BEDFORD

BY: Lennijo Blair
LENNIJO BLAIR, PRESIDENT

BY: L. Don Dodson
L. DON DODSON, MAYOR

ATTEST:

ATTEST:

Joe Waller
JOE WALLER, SECRETARY

Beth A. Davis
BETH A. DAVIS, SECRETARY

AMENDMENT NO. ONE

The Amendment attached to and made a part of the License Agreement ("Agreement") and dated December 11, 1990, by and between the Hurst-Eules-Bedford Independent School District (HEB ISD), a political subdivision of the State of Texas and the City of Bedford (City) a municipal corporation of the State of Texas.

In case of any inconsistencies between the terms and conditions contained in the Agreement and the terms and conditions contained herein, the terms and conditions contained herein shall control. Excepts as set forth below, all provisions of the Agreement remain unchanged and in full force and effect.

NOW, THEREFORE, in consideration of the mutual covenants contained herein, the parties agree as follows:

1. Section 4. Use of Premises of the Agreement is hereby deleted in its entirety and replaced with the following language:

Use of Premises. The premises shall be used for two soccer fields, two softball diamonds, a parking area, a tree farm, trails, and a dog park. These are the improvements which have been approved by HEB ISD for the premises.

IN WITNESS WHEREOF, the parties have caused the Amendment to be executed on the 28 day of January, 2013

HEB ISD: HURST-EULESS-INDEPENDENT SCHOOL DISTRICT

CITY: CITY OF BEDFORD

BY: Steve Chapman
Title: Super of Schools
Date: 12/11/2012
(Date approved by Board)

BY: Beverly Griffith
Title: City Manager
Date: 3/4/13

ITEM #12 IS TO BE DISCUSSED BY COUNCIL IN EXECUTIVE SESSION PURSUANT TO TEXAS GOVERNMENT CODE SECTION 551.087. THE MATERIALS FOR THESE ITEMS WILL BECOME PUBLIC INFORMATION UPON COUNCIL APPROVAL. PLEASE CONTACT THE CITY SECRETARY'S OFFICE AT 817.952.2104 IF YOU HAVE ANY QUESTIONS.