

STATE OF TEXAS §

COUNTY OF TARRANT §

CITY OF BEDFORD §

The City Council of the City of Bedford, Texas, met in work session at 5:30 p.m. and regular session at 7:00 p.m. in the Council Chamber of City Hall, 2000 Forest Ridge Drive on the 26th day of February 2008 with the following members present:

Jim Story	Mayor
Roy Savage	Mayor Pro Tem
Jeff Cason	Council Members
Lori Nail	
Dr. Roy Turner	

Constituting a quorum.

Councilman Whistler and Councilman Orea were absent at tonight's meeting.

Staff present included:

Beverly Queen	City Manager
Steve Johnson	Deputy City Manager
Cathy Cunningham	City Attorney
John Kubala	Director of Public Works
James Hughes	Director of Parks and Recreation
Shanae Jennings	City Secretary
Jill McAdams	Director of Human Resources
Mirenda McQuagge-Walden	Communications/Special Projects Manager
Bill Syblon	Development Director
James Tindell	Fire Chief

WORK SESSION

Mayor Story called the work session to order at 5:30 p.m.

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

Council discussed approving the following items by consent: 3, 4, 6, 9, 10, 11 and 12. Item 16 will be tabled to the March 11, 2008 meeting.

- **Presentation from the Charter Review Committee.**

Jeff Corbet, Chairperson of the Charter Review Committee, presented the proposed propositions for changes to Bedford's City Charter to be placed on the ballot for the Special Election to amend Bedford's Charter. Chairperson Corbet's presentation included a power point, a red-line version of the Charter which represents edits that are being proposed, as well as the actual ordinance that entails all propositional changes. He presented and generally answered questions for the Council.

EXECUTIVE SESSION:

To convene before 7:00 p.m., if time permits, in the conference room pursuant to Sections 551.071, 551.072 and 551.074 of the Texas Government Code to discuss the following.

- Consultation with City Attorney regarding pending or contemplated litigation for Central Well and Millican Well Service.
- Deliberation regarding the purchase, exchange, lease, or value of real property.
- Deliberations concerning the evaluation of the City Manager. ***Item requested by Mayor Story

Council elected to move into Executive Session following the regular session of the meeting.

Council convened into Executive Session pursuant to Section 551.071, 551.072 and 551.074 of the Texas Government Code regarding Consultation with the City Attorney regarding pending or contemplated litigation for Central Well and Millican Well Service, deliberation regarding economic development negotiations and deliberation regarding the purchase, exchange, lease, or value of real property and deliberations concerning the evaluation of the City Manager at approximately 8:34 p.m.

Council reconvened from Executive Session at approximately 9:03 p.m.

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

REGULAR SESSION 7:00 P.M.

Regular session began at 7:07 p.m.

CALL TO ORDER/GENERAL COMMENTS

Mayor Story called the meeting to order.

INVOCATION (Pastor Nathan Finch, Bedford Baptist Temple)

Pastor Nathan Finch of Bedford Baptist Temple gave the invocation.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was given.

CONSIDER APPROVAL OF ITEMS BY CONSENT

Motioned by Councilman Savage, seconded by Councilman Turner to approve the following item(s) by consent: Item(s) 3, 4, 6, 9, 10, 11 and 12. Item 16 will be tabled to the March 11, 2008 meeting.

Motion approved 5-0-0. Mayor Story declared the motion carried.

COUNCIL RECOGNITION

1. Celebrate Seuss Day Proclamation.

Mayor Story read and presented a proclamation for Celebrate Seuss Day.

2. Employee recognition.

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

Christopher Miller, Police Department – 5 years of service
Russell Hines, Development Department – 10 years of service

PERSONS TO BE HEARD

There were no persons to be heard at tonight's meeting.

APPROVAL OF THE MINUTES

**3. Consider approval of the following City Council minutes:
a) February 12, 2008 regular meeting**

This item was approved by consent.

OLD BUSINESS

4. Second reading of Ordinance No. 08-2875 (Amendment Case A-015), the Planning and Zoning Commission to consider amending the City of Bedford Zoning Ordinance, Chapter 3. Permitted Uses, Section 3.1 Schedule of Permitted Uses, and Section 3.2 Explanation of Uses and Specific Use Permit requirements. (Gas/Oil Well Drilling and Production within the corporate limits.)

This item was approved by consent.

NEW BUSINESS

5. Public hearing and first reading of a proposed ordinance (Zoning Case Z-168) request of Frank Harber for Champions Gate Church to rezone Lot 3, Block 3R, Bedford Forum Phase I Addition, from Planned Unit Development to Amended Planned Unit Development/Church. The property is generally located north of State Highway 183 and east of State Highway 121.

Mayor Story indicated to Council that the applicant had withdrawn his request for this zoning case; however, because the notice for a public hearing had already been published in the newspaper in accordance with law prior to the applicants withdrawal, the City must still conduct a public hearing on the item.

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

No one elected to speak about this item at tonight's meeting.

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

No action was necessary on this item due to the applicant's withdrawal of the proposed zoning case.

6. **A resolution authorizing the City Manager to enter into a contract change order with Tarrant County and Ken-Do Contracting, LP for the Tarrant County Sidewalk Improvements CDBG in the City of Bedford in the amount of \$29,072.50.**

This item was approved by consent.

7. **Public hearing and first and final reading of a resolution to authorize the City Manager to pursue funding from Tarrant County Community Development Block Grant (CDBG) 34th Year Program for new sidewalks and barrier free ramps in the 900 Block of Savannah Way and 800-900 Blocks of Natchez Avenue.**

John Kubala, Public Works Director, presented a resolution to pursue funding from Tarrant County CDBG's 34th year program for sidewalk funding and barrier free ramps for the 900 Block of Savannah Way and the 800-900 Blocks of Natchez Avenue, and generally fielded questions from the Council.

Mayor Story opened the public hearing at 7:19 p.m.

No one elected to speak about this item at tonight's meeting.

Mayor Story closed the public hearing at 7:19 p.m.

Motioned by Councilman Turner, seconded by Councilman Savage to approve a resolution authorizing the City Manager to pursue funding from the Tarrant County Community Development Block Grant 34th Year Program for new sidewalks and barrier free ramps in the 900 block of Savannah Way and 800-900 Blocks of Natchez Avenue.

Motion approved 5-0-0. Mayor Story declared the motion carried.

8. **Consider an ordinance ordering the May 10, 2008 Special Election for the purpose of amending the City's Charter.**

Mayor Story presented an ordinance to the Council ordering the May 10, 2008 Special Election for Charter Amendments and generally fielded questions.

Council disagreed on item 15. Councilman Cason felt 20 days to receive information from the Manager is too long. Councilman Turner proposed that proposition 15 be deleted all together, as this should not be a portion of a charter, but should be a performance evaluation issue.

Motioned by Councilman Turner, seconded by Councilwoman Nail to delete proposition 15 from the proposed Ordinance.

Motion approved 4-1-0. Mayor Story declared the motion carried.

Councilman Cason opposed the motion.

Council also disagreed on item 16. A majority of them felt that this proposition did not belong in the Charter as a part of the Constitution of the City because designating a stipulated date to present the budget does not necessarily make practical sense, as timing issues arise relating to tax rolls and the truth in taxation publication requirements as predetermined by state law.

Motioned by Councilman Turner, seconded by Councilwoman Nail to delete proposition 16 from the proposed Ordinance.

Motion approved 4-1-0. Mayor Story declared the motion carried.

Councilman Cason opposed the motion.

Motioned by Councilwoman Nail, seconded by Councilman Turner to approve propositions presented as numbers 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 13, 14, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34 subject to word changes in the exhibit regarding Deputy Mayor Pro Tem, propositions 35 and 36 of the ordinance, ordering the Special Election of the City of Bedford, Texas, for the purpose of amending the City's Charter, to be held on Saturday, May 10, 2008, to delete propositions presented as numbers 15 and 16 with Councilman Cason's opposition to the deletions of propositions 15 and 16 so noted, and to renumber the propositions based upon those that were removed and consolidated.

Motion approved 5-0-0. Mayor Story declared the motion carried.

9. Consider a resolution accepting the Annual Audit Report and the Audited Financial Statements for Fiscal Year Ending September 30, 2007.

This item was approved by consent.

10. Consider a resolution authorizing the City Manager to enter into contractual agreements for occupational health services to include workers' compensation with Kaner Medical Group.

This item was approved by consent.

11. Consider a resolution authorizing the City Manager to execute an Agreement with the Texas Commission on Environmental Quality (TCEQ).

This item was approved by consent.

12. Consider a resolution authorizing the City Manager to enter into an Interlocal Agreement between the North Central Texas Council of Governments and the City of Bedford to develop and maintain a Geographic Information System (GIS).

This item was approved by consent.

13. Discuss and consider for approval of a contract between Bedford and the TRE. *Item requested by Councilman Turner**

Councilman Turner requested that this item be placed on the agenda for discussion. He indicated he thought it was time for the City of Bedford to retain their support of the TRE and explained how he felt Bedford fits into the TRE system. Councilman Turner indicated that the TRE is a 34-mile rail system that connects Fort Worth to Dallas, and he would like Bedford to support its function. He also discussed the benefits of the TRE.

It was recommended that this item be tabled to the next agenda so that all council members can be present to discuss this issue.

Motioned by Councilman Turner, seconded by Councilman Cason to table this item to the March 11, 2008 Council meeting.

Motion approved 5-0-0. Mayor Story declared the motion carried.

14. Council member reports on City business.

Mayor Story – The Mayor attended some Chamber of Commerce functions and had no other report.

15. City Manager's report.

City Manager Beverly Queen had no report at tonight's meeting.

16. Follow-up on issues raised at previous Council Meetings under persons to be heard.

a) Waiver of escrow fees for Woodpark Lane/masonry wall.

The City Attorney requested that this item be tabled to the March 11, 2008 meeting due to a need for further legal review.

This item was tabled on consent.

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

There was no action taken as a result of the executive session.

OPEN FORUM

No one elected to speak at tonight's open forum.

ADJOURNMENT

Mayor Story adjourned the meeting at 9:03 p.m.

Jim Story, Mayor

ATTEST:

Shanae Jennings, City Secretary