

STATE OF TEXAS §

COUNTY OF TARRANT §

CITY OF BEDFORD §

The City Council of the City of Bedford, Texas, met in work session at 6:00 p.m. and regular session at 7:00 p.m. in the Council Chamber of City Hall, 2000 Forest Ridge Drive on the 22nd day of April 2008 with the following members present:

Jim Story	Mayor
Roy Savage	Mayor Pro Tem
Jeff Cason	Council Members
Lori Nail	
Charles Orean	
Roy Turner	
Bob Whistler	

Constituting a quorum.

Staff present included:

Beverly Queen	City Manager
Steve Johnson	Deputy City Manager
Stan Lowry	City Attorney
James Hughes	Director of Parks and Recreation
Shanae Jennings	City Secretary
Bill Shelton	Public Works Superintendent
Bill Syblon	Development Director
Mirenda McQuagge-Walden	Communications/Special Projects Manager
Maria Redburn	Library Manager
James Tindell	Fire Chief

WORK SESSION

Mayor Story 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 approving the following items by consent: 11 and 12.

- **Jerry Pikulinski to introduce himself and his candidacy for the District 3 position on the Tarrant County College Board of Trustees.**

Jerry Pikulinski, Candidate for District 3 Tarrant County College Board of Trustees introduced himself to the Council and announced that he was running for the Tarrant County College Board of Trustees. He provided Council with a brief background of how he has contributed to Tarrant County in the past and how he plans to contribute in the future to Tarrant County and its Community College.

- **Staff update on the second annual Clean Up Bedford Day.**

Deborah Chaney, 3053 Ridgewood Circle, Chairperson of Bedford Beautification Commission, updated Council on the second annual Clean Up Bedford Day and indicated it was a great success. Clean up Bedford Day will be the first Saturday in April every year.

- **Staff presentation on the response to the April 10, 2008 severe storm.**

Fire Chief James Tindell, Parks and Recreation Director James Hughes, Public Works Superintendent Bill Shelton, and Communications/Special Projects Manager Mirenda McQuagge-Walden provided an update to Council regarding the April 10, 2008 storm that knocked out power, knocked down several power lines and trees, damaged homes and structures, and prompted the opening and activation of the EOC. They also answered any questions the Council had for them pertaining to the storm.

EXECUTIVE SESSION:

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

- a) **Deliberation regarding the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the City Manager.** ***Item requested by Mayor Story and Councilman Orea.

Council convened into Executive Session pursuant to Section 551.074 of the Texas Government Code regarding deliberation of the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the City Manager at approximately 6:48 p.m.

Council reconvened from Executive Session at approximately 7:01 p.m.

Council convened back into Executive Session at 9:34 p.m.

Council reconvened from Executive Session at approximately 11:11 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 7:04 p.m.

CALL TO ORDER/GENERAL COMMENTS

Mayor Story called the meeting to order.

INVOCATION

Police Chaplain Doug Riggs gave tonight's invocation.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was given.

CONSIDER APPROVAL OF ITEMS BY CONSENT

Motioned by Councilman Cason, seconded by Councilman Orea to approve the following item(s) by consent: Item(s) 11 and 12.

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

COUNCIL RECOGNITION

- 1. Proclamation proclaiming the week of April 20-26 2008 as Medical Laboratory Professionals Week.**

Mayor Story read and presented a proclamation proclaiming the week of April 20-26, 2008 as Medical Laboratory Professionals Week.

- 2. Proclamation proclaiming the month of May 2008 as Asian American Heritage Month.**

Mayor Story read and presented a proclamation proclaiming the month of May 2008 as Asian American Heritage Month.

- 3. Proclamation proclaiming April 22, 2008 as Maria Redburn Day.**

Mayor Story read and presented a proclamation proclaiming April 22, 2008 as Maria Redburn Day.

- 4. Employee Recognition.**

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

Luann Griffith, Teen Court – 10 years of service

Michael Hyde, Police Department – 30 years of service

- 5. Recognition of City of Bedford employee Fire Engineer Leo Warren for a Bedford Employee Commitment Award (BECA).**

Fire Engineer Leo Warrant was recognized with the Bedford Employee Commitment Award for displaying above and beyond the call of duty conduct for repairing a fire engine and saving the city enormous money and labor costs.

PERSONS TO BE HEARD

- 6. Dorothy McWhorter, 1600 Martha Drive – Requested to speak to the Council regarding how far we have come.**

Dorothy McWhorter, 1600 Martha Drive – Ms. McWhorter requested to speak to the Council regarding how far the City of Bedford has come from adopting the Bedford Ethics Ordinance to now. She said the Ordinance came out of necessity based on prior city hall officials and staff. The ethics ordinance was initiated by Mr. Walters, a prior Council member. She also indicated that the City, under the direction of Mr. Walters, hired new and different auditors, which was a good thing. Ms. McWhorter stated that there is one such Councilmember she is proud to say has displayed that same talent with the best interest of the City in mind and that is Mr. Charles Orea, a current Council member. He has helped encourage outsourcing, economic development and smart spending, among many other things. She closed stating that Mr. Orea should be a role model to all others who come after him.

APPROVAL OF THE MINUTES

**7. Consider approval of the following City Council minutes:
a) April 8, 2008 regular meeting**

Motioned by Councilman Whistler, seconded by Councilman Savage to approve the minutes of the April 8, 2008 meeting.

Motion approved 6-0-1. Mayor Story declared the motion carried.

Councilman Turner abstained due to being absent at the prior meeting.

Council moved to item 10 at this time, and then moved back to item 8 so the family members waiting to discuss the item could leave before the public hearings began.

OLD BUSINESS

There was no old business at tonight's meeting.

NEW BUSINESS

8. Public hearing and first reading of an ordinance (Zoning Case Z-170, request of Scott Hunter for Kroger) to rezone a portion of Lot 1, Block 1, Harwood/Central Shopping Center Addition from Planned Unit Development to Amended Planned Unit Development/Gasoline Service Station. The property is generally located north of Harwood Road and west of Central Drive.

Bill Syblon, Development Director, presented the proposed zoning ordinance to Council and generally fielded questions.

Some Council members expressed concern with parking spaces and whether there was a need for an additional gas station in this area.

Other Council members expressed interest in having the gas station so that people can get their gas at the same time they shop for their groceries at Krogers. There was also an interest in receiving the discount provided by Kroger's on the gas costs as well as having another option for shopping the market for best prices.

Christina Conrad, Construction Manager of Kroger, 3824 Lacebark Lane, Bedford – She indicated that they had not contacted La Peep but had spoken with the landlord of the shopping center and were given approval for the site. She also mentioned that the gas station is tied into and brings value to the store because the Kroger card provides for fuel discounts.

Jeremy Yee of CEI Engineering, 3030 LBJ Suite 1250 Dallas Texas – Mr. Yee described the route that the refueling trucks would take into and out of the shopping center parking lot.

Jarod Sobczak, Project Manager for Kroger, 1331 E. Airport Freeway – Mr. Sobczak stated that the gas station would be an extension of the store. They would use the most economical way to connect the data and power conduits with the least amount of impact to the surroundings. He confirmed that the gas station would have a one-person kiosk.

Mayor Story opened the public hearing at 8:01 p.m.

Bill Sanchez, Homecraft Lane – Mr. Sanchez stated that gas stations used to be at all four corners of the intersection at that location and now there is only one left. He is concerned about the impact of another gas station being added.

Mayor Story closed the public hearing at 8:22 p.m.

Motioned by Councilman Orea, seconded by Councilman Savage to approve the first reading of an ordinance (Zoning Case Z-170, request of Scott Hunter for Kroger) to rezone a portion of Lot 1, Block 1, Harwood/Central Shopping Center Addition from Planned Unit Development to Amended Planned Unit Development/Gasoline Service Station. The property is generally located north of Harwood Road and west of Central Drive.

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

9. Public hearing and first reading of an ordinance (Amendment Case A-009.1) to amend the City of Bedford Development Code, Zoning Ordinance, Section 1.2 Definitions, and Section 5.14 Storage Container Regulations, addressing cargo containers.

Bill Syblon, Development Director, presented the proposed zoning ordinance to Council and generally fielded questions.

Mayor Story opened the public hearing at 8:44 p.m.

Rob Stuart, 2541 Stonegate Drive North - Mr. Stuart believes that storage containers should be considered accessory buildings and does not believe that there should be time limits on storage containers for commercial properties because it is not business friendly; however, he does see the purpose for regulating PODS or storage containers for residential storage containers.

Mayor Story closed the public hearing at 9:00 p.m.

Motioned by Councilman Whistler, seconded by Councilman Turner to approve the first reading of an ordinance (Amendment Case A-009.1) to amend the City of Bedford Development Code, Zoning Ordinance, Section 1.2 Definitions, and Section 5.14 Storage Container Regulations, addressing cargo containers, subject to adding item (2) back into Section 5.14 C, adding the word "and commercial" by the words residential into the paragraph under 5.14A and renumber all paragraphs accordingly.

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

10. Consider a resolution accepting the donation of a sculpture from the estate of Ann B. Hooks.

Maria Redburn, Library Manager, presented a resolution to council accepting the donation of a sculpture from the estate of Ann B. Hooks to be donated to the City of Bedford for placement at the Bedford Library. Ms Hooks was instrumental as a member of the Bedford Public Library and donated this sculpture in honor of her grandson Matthew.

Matthew Hurdle posed for this statue at the age of 10 and he was present at tonight's meeting. He spoke and said he was proud of the statue, hoped it encouraged reading and loved to read himself.

Motioned by Councilman Orea, seconded by Councilman Whistler to approve a resolution accepting the donation of a sculpture from the estate of Ann B. Hooks.

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

11. Consider a resolution authorizing the City Manager to enter into a contract with Western Enterprises for the 2008 4thFest Fireworks program in the amount of \$30,000.00.

This item was approved by consent.

- 12. Consider a resolution awarding a bid to Entech Signs- Alpha LED and authorizing the purchase and the installation of a new message board sign 100 feet from the intersection of Harwood Road and Forest Ridge Drive in the amount of \$27,987.98.**

This item was approved by consent.

- 13. Council member reports on City business.**

Mayor Story – The Mayor thanked Mr. Orean and Mr. Whistler for their service. He indicated that these two gentlemen are two of the most thorough Council members he's worked with and it has been a pleasure to work with them. The Mayor indicates he feels he is a better person for having known and worked with them on Council, because though he hasn't always agreed with them, they have challenged him to look at all aspect of issues.

Charles Orean – Mr. Orean participated with the Bedford Library Board and members of the Ad Hoc Committee on Development in a tour on April 12 of four local library facilities to get ideas for the new Bedford Public Library. Focus Group meetings are still occurring and the public is encouraged to participate. The Library Manager is working with the North Texas Regional Library system on the "greening" of Library's and a meeting will be held in early May at 110 Main Street in Colleyville, TX to discuss this issue. Also, an online survey will be available through Sunday on the Library website to provide input on the new Library. Mr. Orean thanked the citizens for allowing him to spend the last three years on Council. He also asked and commented to Council and the City Manager that there is a slow down in the economy and that it is more and more difficult to meet cost of living demands; therefore, he hopes they take this into consideration while making budget decisions this year.

Roy Savage – Mr. Savage attended the Teen Court Banquet and the Senior Advisory Board meeting, where he thanked the volunteers and announced that a survey will be conducted within the Senior Center to receive input on what they want regarding whether they want to keep the Senior Center open or join with the new Hurst Center.

Dr. Roy Turner – Dr. Turner reminded people to vote in the election on May 10, and that early voting begins April 28 through May 6.

Bob Whistler – Mr. Whistler attended the Teen Court Banquet, which was very good. He also attempted to attend the Community Affairs meeting, which was apparently cancelled because of a posting error, but he was not aware of the cancellation. He indicted that fire fighting equipment cannot be used if it is more than ten years old; in fact, it has to be less than ten years old, and he wanted to ensure staff was aware of this during budget time. He and the Mayor attended North Richland Hills Library open house. It is a beautiful facility and he liked that if you are a Texas resident, you can show your driver's license and receive a library card. He asked that tazers be looked at to purchase during budget period so that officers are well armed. A wireless Verizon 100 foot tower will be built within Bedford and will affect some residents. The tower will be installed opposite an area that is eroding badly because of drainage. He also indicated he has enjoyed serving the City the last three years and he will come in from time to time if he believes he can contribute to the City.

- 14. City Manager's report.**

City Manager Beverly Queen announced that Monday, April 28 street work on Forest Ridge Drive from Pipeline to Cheek-Sparger will occur. It is a micro-surfacing project that will last for approximately a week.

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

There were no items raised at previous Council Meetings that were addressed at tonight's meeting.

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

Motioned by Councilman Turner, seconded by Councilman Savage to amend the City Manager's contract to reflect a 3% increase in base pay.

Motion approved 4-3-0. Mayor Story declared the motion carried.

Council members voting in favor of the motion include: Mayor Story, Councilwoman Nail, Councilman Savage and Councilman Turner.

Council members voting in opposition to the motion include: Councilman Cason, Councilman Orea and Councilman Whistler.

It was also noted that the City Manager did not get a 2% cost of living increase at the beginning of the fiscal year, which is when everyone else received their COL; therefore, that will be retroactive to her paycheck beginning from the beginning of the fiscal year.

OPEN FORUM

dona weisman, 3420 Andover Drive – Ms. weisman announced that the North Texas Regional Library System and other businesses would be sponsoring a workshop that Maria Redburn will be speaking at. Please go to NTRLS.org and register for this session so that you can attend and have lunch. If you just show up without reservations you may not be able to attend and might not get lunch.

Rob Stuart, 2541 Stonegate Drive North - Mr. Stuart indicated that his company utilizes LOGIX phone systems and he is astounded to see that he is paying several taxes to Euless. He wants to know what kind of lost income is occurring to Bedford based on this phone bill and the taxes going to Euless

Raymond Champney, 2300 Marshfield Drive – Mr. Champney thanked Mr. Orea and Mr. Whistler for their service to Bedford.

Conrad Heade, 2405 Summit View Drive – Mr. Heade announced that he is running for District 2 for the Tarrant County College Board of Trustees and he would appreciate your support.

Jo Behm, Woodmont Court – Mr. Behm said Mr. Whistler sent him flyers about a tower that will be located in his community. He also indicated that he will be attending Colleyville meetings in the near future because Colleyville Covenant Academy is doing a lot of new construction near his neighborhood, including soccer fields behind his house. Drainage will become bad because of the concrete that will be laid due to a new track and he hopes Colleyville and Bedford work together and that people that are affected by this will be informed.

ADJOURNMENT

Mayor Story adjourned the meeting at 11:16 p.m.

Jim Story, Mayor

ATTEST:

Shanae Jennings, City Secretary

