

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. in Conference Room Building A and regular session at 7:00 p.m. in the Council Chamber of City Hall, 2000 Forest Ridge Drive on the 27th day of May 2008 with the following members present:

Jim Story	Mayor
Roy Savage	Mayor Pro Tem
Chris Brown	Council Members
Jeff Cason	
Ray Champney	
Roy Savage	
Roy Turner	

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
John Kubala	Director of Public Works
Bill Syblon	Development Director
Mirenda McQuagge-Walden	Communications/Special Projects Manager
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: 2, 5, 6, 8, 9, 10, 11, 12, 13, 14, 15 and table item 7.

- **Legal briefing by City Attorney to the Council regarding the Open Meetings Act and the Texas Public Information Act.**

City Attorney Stan Lowry conducted a legal briefing with Council regarding general aspects of the Open Meetings Act, Texas Public Information Act, agenda postings, quorums, and other issues that could potentially be relevant to Council members during their tenure on Council. He also generally answered questions regarding these Acts.

EXECUTIVE SESSION:

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

- a) Consultation with City Attorney regarding pending or contemplated litigation – Central Well and Millican Well Services, Inc., Oaks of Landera, the Fitch property at 3737 Cummings Road, Bedford, TX and the Sanders property at 2709 Murphy Drive, Bedford, TX.
- b) Deliberation regarding the purchase, exchange, lease, or value of real property located north of L. Don Dodson Drive, south of Harwood Road, east of Forest Ridge Drive and west of Central Drive.

Council convened into Executive Session at the end of the regular meeting pursuant to Section 551.071 and Section 551.072 of the Texas Government Code regarding consultation with City Attorney regarding pending or contemplated litigation – Central Well and Millican Well Services, Inc., Oaks of Landera, the Fitch property at 3737 Cummings Road, Bedford, TX and the Sanders property at 2709 Murphy Drive, Bedford, TX. and deliberation regarding the purchase, exchange, lease, or value of real property located north of L. Don Dodson Drive, south of Harwood Road, east of Forest Ridge Drive and west of Central Drive at approximately 8:08 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.

Mayor Story called the meeting to order.

CALL TO ORDER/GENERAL COMMENTS

Regular session began at 7:04 p.m.

INVOCATION (Pastor Bayard Pratt, Martin United Methodist Church)

Pastor Bayard Pratt of Martin United Methodist Church 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 Savage to approve the following item(s) by consent: Item(s) 2, 5, 6, 8, 9, 10, 11, 12, 13, 14, 15 and table item 7.

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

COUNCIL RECOGNITION

1. Employee Recognition.

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

Pamela Dhanoolal, Customer Service – 5 years of service

Scott Gibbs, Fire Department – 10 years of service was unable to attend but was recognized.

Mark Bellinghausen, Animal Control – 15 years of service

PERSONS TO BE HEARD

No one requested to speak under persons to be heard at tonight's meeting.

APPROVAL OF THE MINUTES

2. **Consider approval of the following City Council minutes:**
 - a) **May 13, 2008 regular meeting**

This item was approved by consent.

OLD BUSINESS

There was no old business at tonight's meeting.

NEW BUSINESS

3. **First and final reading of an ordinance providing for a rate increase to the Solid Waste Agreement with Allied Waste Services.**

Council combined item 3 and item 4 for presentation and discussion purposes.

Tim Powell of Allied Waste Services, 6100 Elliot Reeder Road, Fort Worth – Mr. Powell presented a request for a rate increase to Council regarding the City of Bedford's Solid Waste Agreement with Allied Waste Services and generally fielded questions.

Motioned by Councilman Savage, seconded by Councilwoman Nail to approve an ordinance providing for a rate increase in the Solid Waste Agreement with Allied Waste Services.

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

Councilman Brown voted in opposition to the motion.

4. **First and final reading of an ordinance providing for a rate increase in the Recycling Agreement with Allied Waste Services.**

Tim Powell of Allied Waste Services, 6100 Elliot Reeder Road, Fort Worth – Mr. Powell presented a request for a rate increase to Council regarding the City of Bedford's Recycling Agreement with Allied Waste Services and generally fielded questions.

Motioned by Councilman Savage, seconded by Councilwoman Nail to approve an ordinance providing for a rate increase in the Recycling Agreement with Allied Waste Services.

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

Councilman Brown voted in opposition to the motion.

5. **First and final reading of an ordinance amending the existing gas franchise between the City of Bedford, and Atmos Energy Corporation to provide for a different consideration.**

This item was approved by consent.

6. **Consider a resolution awarding a bid to Speight Construction LTD and authorizing the purchase and the installation of the rubber flooring and the remodel of the cardio room at the Boys Ranch Activity Center at 2801 Forest Ridge Drive in the amount of \$43,700.00.**

This item was approved by consent.

7. **Consider a resolution rejecting the bids on April 23, 2008 and May 19, 2008 from Stuppy Inc. for the purchase and installation of a new greenhouse.**

This item was tabled on consent.

8. **Consider a resolution to award a contract and authorize the City Manager to enter into an agreement with AUI Contractors, L.P. to provide the architectural, engineering, construction administration, management services and site construction for the remodel and additions for the Fire Stations 3 apparatus bay addition in the amount of \$438,000.00.**

This item was approved by consent.

9. **Consider a resolution authorizing the City Manager to enter into an interlocal agreement with surrounding counties for the assistance of fire, arson and explosion investigations.**

This item was approved by consent.

10. **Consider a resolution to abandon a twenty foot (20') temporary construction easement in Lot 3, Block A, Studio Plus Addition to the City of Bedford, TX.**

This item was approved by consent.

11. **Consider a resolution authorizing the purchase of 19 Whelen 50" Justice LED Light Bars from Wildfire Truck & Equipment in the amount of \$24,586.00.**

This item was approved by consent.

12. **Consider a resolution authorizing the City Manager to enter into Contract Change Order # 1 in the amount of \$25,948.17 with Gin-Spin, Inc. for the Cummings Road 30" Water Transmission Main.**

This item was approved by consent.

13. **Consider a resolution authorizing the City Manager to enter into Contract Change Order # 2 in the amount of \$31,462.87 with Gin-Spin, Inc. for the Cummings Road 30" Water Transmission Main.**

This item was approved by consent.

14. **Consider a resolution authorizing the City Manager to enter into an agreement with Tarrant County and to recommend to the County to accept the bid and award a contract to Reliable Paving, Inc. in the amount of \$73,700.00 for the construction of sidewalks in the 800-900 Blocks of Charleston.**

This item was approved by consent.

15. **Consider a resolution authorizing the purchase of a replacement skid loader in the amount of \$29,775.00 through the Tarrant County Cooperative Purchasing Program.**

This item was approved by consent.

16. **Discussion and possible appointment of City Council members as liaisons to boards and commissions, and possible selection of the Mayor Pro-Tem. ***Item requested by Mayor Story**

Mayor Story requested that this item be placed on the agenda.

Council discussed whether or not there should even be liaisons to boards and commissions, particularly since these liaisons will no longer be providing council member reports as well as the fact that they should not be actually participating as members of the boards or commissions. It was also suggested that the chairperson of the board or commission give the report instead of council liaison giving a report.

Listed below are the current Council liaison appointments to the Bedford boards and commissions. Existing liaisons remain appointed to their current board or commission while newly appointed liaisons are underlined.

Animal Control Board: Councilman Cason

Animal Shelter Advisory Board: Councilman Cason

Beautification Commission: Councilman Turner

Community Affairs Commission: Councilwoman Nail

Library Board: Councilman Brown

Parks and Recreation Board: Councilman Turner

Senior Citizen Advisory Board: Councilman Savage

Teen Court Advisory Board: Councilman Champney

Audit Committee: Mayor Story, Councilman Savage, and Councilman Turner

Industrial Development Authority: Mayor Story, Councilwoman Nail

Economic Development Foundation: Councilman Savage

Street Improvement Economic Development Corporation: Councilman Savage, Councilwoman Nail,

Councilman Brown, and Councilman Turner

NCTCOG/RTC: Councilman Cason

Investment Committee: Councilman Savage

Hotel/Motel Association: Councilman Champney

Trinity River Authority: Councilman Cason

Health Facilities Development Corporation: Councilman Turner, Councilman Champney and Councilman Brown

Motioned by Councilman Cason, seconded by Councilman Turner to approve the above listed liaisons or member appointments to Boards and Commissions.

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

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Councilman Turner recommended continuing with Roy Savage as Mayor Pro-Tem. Councilman Cason also indicated he would be interested in serving as the Mayor Pro-Tem.

Motioned by Councilman Turner, seconded by Councilwoman Nail to appoint Councilman Savage to the position of Mayor Pro Tem.

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

Councilman Savage abstained on this vote.

17. Council member reports on City business.

Mayor Story – The Mayor attended a meeting on high speed rail presented by the County and he indicated it is an intriguing idea. At a previous Council meeting, Asian American Heritage month was recognized by way of a proclamation. The Mayor attended the Dragon Boat Festival in Irving and read the same proclamation there. He also attended the Splash opening. A Beautification Award will be presented to Colonial Village at Shoal Creek this Saturday at 9:00 a.m.

Chris Brown – Mr. Brown attended the Police Department Open House and it was very nicely attended.

Jeff Cason – Mr. Cason attended the pet adoption fair and it was a very good fair.

Ray Champney – Mr. Champney attended the Law Enforcement Open House as well as the Splash opening.

Lori Nail – Ms. Nail attended the Open House for the Police Department and indicated the citizens enjoyed getting to know how the Police Department works as well as the size of the Law Enforcement Center. A sidewalk is needed on the north side of L. Don Dodson and Ms. Nail would like to have staff look into that.

Roy Savage – Mr. Savage attended the Police Department Open House and there was very good participation. He thanked the CERT volunteers and Citizen Police Academy Alumni Association for their hard work. He also attended the ICSC convention in Las Vegas and the HEB Economic Development Foundation had a strong showing at the conference to promote the area to prospective businesses.

Dr. Roy Turner – Dr. Turner attended the Police Department Open House.

18. City Manager's report.

City Manager Beverly Queen announced that on June 3 the Library will host design work shops at the old Food Lion building. There will be three sessions, two for the general public and one geared specifically towards teens. On Wednesday June 4 there will be a wrap-up for this process. The summer reading program has begun and there will be a kick-off party on Saturday June 7. Also, the opening of Central Pool will be held June 7 from 11:00 a.m. until noon. There will be a household hazardous waste recycling held at Meadowpark on June 7 as well.

19. 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.

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

Motioned by Councilman Turner, seconded by Councilman Savage to grant a requested extension

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concerning the Fitch property at 3737 Cummings Road, Bedford, TX until December 31, 2008.

Motion approved 5-2-0. Mayor Story declared the motion carried.

Mayor Story and Councilman Cason voted in opposition to the motion.

Motioned by Councilwoman Nail, seconded by Councilman Brown to authorize the purchase of Lot 3 Block 1 of the Food Lion Addition Property for the amount of \$447,349.75 and purchase of Lot 2 Block 1 of the Food Lion Addition property for the amount of \$203,304.16 and to authorize the City Manager to execute any and all necessary documents.

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

Councilman Cason voted in opposition to the motion.

OPEN FORUM

No one spoke during tonight's open forum.

ADJOURNMENT

Mayor Story adjourned the meeting at 9:06 p.m.

Jim Story, Mayor

ATTEST:

Shanae Jennings, City Secretary