

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 10th day of February 2009 with the following members present:

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

Constituting a quorum.

Staff present included:

Steve Johnson	Deputy City Manager
Stan Lowry	City Attorney
David Flory	Police Chief
Shanae Jennings	City Secretary
John Kubala	Director of Public Works
Maria Redburn	Library Manager
Bill Syblon	Development Director
Mirenda McQuagge-Walden	Communications/Special Projects Manager

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 item(s) by consent: 2, 6, 7, 8 and 9.

- **Discussion and consideration of changing the role of alternates to Bedford's boards and commissions. ***Item requested by Councilman Brown**

Councilman Brown requested that this item be placed on the agenda for discussion. He brought this item before Council to see if the Council would consider making all alternates regular members so that they may participate in discussions and have voting privileges.

Council was in agreement with making all alternates regular members and doing away with any additional alternates. The only board that alternates are legally recommended for is the Zoning Board of Adjustments.

The City Attorney recommended that each board and commission be kept with odd numbers of members for voting purposes.

Council indicated they would like for staff to speak to their Board and Commissions and report back as to whether they are in agreement with getting rid of alternates or keeping them. At that point, staff will bring this item back before the Council for discussion in one month.

- **Presentation from Tarrant Regional Transportation Council representative and discussion regarding a legislative position on Rail North Texas: a primary rail legislative program with supplemental roadway improvements. (Amended Item)**

Mirenda McQuagge-Walden, Communications/Special Projects Manager and Vic Suhm, Executive Director of the Tarrant Regional Transportation Coalition presented information to the Council regarding the Tarrant Regional Transportation Council as it pertains to the City's legislative position on Rail North Texas and generally fielded questions by Council.

Mr. Suhm stated that Bedford has been a member of this coalition since its origination. He discussed the idea of funding the commuter rail system and explored ideas for how to go about doing that. Some ways to do this include: a new resident impact fee, driver's license renewal fee, emissions fee, and a parking fee. Mr Suhm indicated this is a County bill being proposed which will cover approximately 12 counties.

All fees will be collected and spent in the County in which it is collected; however, there can be exceptions for regional projects. By approving this program the Council is not looking at approving any fees or financial contributions right now. If the Council supports this they are merely saying they support the concept.

EXECUTIVE SESSION:

To convene before 7:00 p.m., if time permits, in the conference room in compliance with Section 551.001 et. seq. Texas Government Code, to discuss the following:

There was no executive session during tonight's meeting.

REGULAR SESSION

Mayor Story called the meeting to order.

CALL TO ORDER/GENERAL COMMENTS

Regular session began at 7:00 p.m.

INVOCATION (Senior Pastor Marty Akins, First Baptist Church of Bedford)

Senior Pastor Marty Akins of First Baptist Church of Bedford gave tonight's invocation.

PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was given by Scout Troop 250 from First Baptist Church of Bedford.

CONSIDER APPROVAL OF ITEMS BY CONSENT

Motioned by Councilman Champney, seconded by Councilman Cason to approve the following item(s)

by consent: Item(s): 2, 6, 7, 8 and 9.

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

COUNCIL RECOGNITION

1. Love Your Library Month Proclamation.

Mayor Story read and presented Love Your Library Month proclamation which was accepted by Library Board Chairperson Ralph Chaney.

Council moved to item 5 to finish discussion on it prior to moving to the public hearings.

APPROVAL OF THE MINUTES

2. Consider approval of the following City Council minutes:

a) January 27, 2009 regular meeting

This item was approved by consent.

NEW BUSINESS

3. Public hearing and consider and act upon an ordinance to rezone property known as Tract 5C, Abstract 204, B.B.B. C.RR Survey from Heavy Commercial to Heavy Commercial/Specific Use Permit/Automotive Repair Shop and Garage. The property is generally located south of Cheek-Sparger Road and east of State Highway 121. (Z-185)

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

Robert Mann, Main and Main Development Group – Mr. Mann was available to Council for any questions.

Mayor Story opened the public hearing at 7:23 p.m.

No one elected to speak at tonight's public hearing.

Mayor Story closed the public hearing at 7:23 p.m.

Motioned by Councilman Savage, seconded by Councilman Champney to approve an ordinance to rezone property known as Tract 5C, Abstract 204, B.B.B. C.RR Survey from Heavy Commercial to Heavy Commercial/Specific Use Permit/Automotive Repair Shop and Garage.

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

4. Public hearing and consider and act upon an ordinance amending the City of Bedford Zoning Ordinance, Section 1.2 Definitions to add a definition for Carport; and Section 5.2A General Provisions to revise Subsection (10). (Carports) (A-018)

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

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

No one elected to speak at tonight's public hearing.

Mayor Story closed the public hearing at 7:28 p.m.

Motioned by Councilman Turner, seconded by Councilman Savage to approve an ordinance to rezone property known as Tract 5C, Abstract 204, B.B.B. C.RR Survey from Heavy Commercial to Heavy Commercial/Specific Use Permit/Automotive Repair Shop and Garage.

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

5. Consider a resolution approving a legislative position on Rail North Texas: a primary rail legislative program with supplemental roadway improvements.

Discussion regarding this item was held under the work session portion of the agenda.

Motioned by Councilman Cason, seconded by Councilwoman Nail to approve a legislative position on Rail North Texas: a primary rail legislative program with supplemental roadway improvements and to support the proposed election on a city-by-city basis.

Motion failed 3-4-0. Mayor Story declared the motion failed.

Council members voting in support of the motion include Councilman Cason, Councilman Champney and Councilwoman Nail.

Council members voting in opposition to the motion include: Mayor Story, Councilman Brown, Councilman Savage and Councilman Turner.

Motioned by Councilman Turner, seconded by Councilman Brown to approve a legislative position on Rail North Texas: a primary rail legislative program with supplemental roadway improvements and to support the proposed election on a county basis.

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

Council members voting in support of the motion include: Mayor Story, Councilman Brown, Councilman Champney, Councilman Savage and Councilman Turner.

Council members voting in opposition to the motion include: Councilman Cason and Councilwoman Nail.

6. Consider a resolution authorizing the City Manager to enter into a contract with JBeck Outdoor Environments to perform re-grading work to the eastside landscape of the building currently occupied by Artsnet in the amount of \$24,889.

This item was approved by consent.

7. Consider a resolution accepting bids and authorizing the City Manager to proceed with Harrison, Walker and Harper to perform an early demolition package on the former Food Lion structure to be included as a part of the Guaranteed Maximum Price in the amount of \$75,214.

This item was approved by consent.

8. Consider a resolution authorizing the City Manager to enter into a contract with Western Enterprises for the 2009 4thFest Fireworks program in the amount of \$30,000.

This item was approved by consent.

9. 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 \$103,654 for the City of Bedford 33rd and 34th Year CDBG Sidewalk Improvement Project.

This item was approved by consent.

COUNCIL MEMBER REPORTS

10. a) Mayor Jim Story

- Acknowledge the Police Awards Banquet.
- Acknowledge the presentation of the Beautification Award to Family Medical and Buffalo Wild Wings.
- Report on the Tarrant County Mayor's Council meeting and transportation briefing.
- Announce the Trinity Broadcasting interview with the mayor.

Mayor Story acknowledged the Police Department for how nice their banquet was and congratulated all its award winners. The Beautification Commission met to give out Beautification awards to Bedford Family Medical and Buffalo Wild Wings and the award presentation was very nice. The Tarrant County Mayor's Council meets every month and this past meeting they discussed that the Habitat for Humanity Program can be correlated to CDBG funds and monies distributed to cities, which is something to look into. The Mayor also stated that the Work Force Solutions provided a report about layoffs and that is was a scary report. There will be a job fair in the near future for government jobs. There will be an expansion of highways in the I-35/183 corridor area which will require the City to be prepared for that expansion. The Mayor did an interview with Trinity Broadcasting and it will air this week at noon on Friday, February 13 and 3:30 am Saturday, February 14 on Channel 38 KDTX.

11. 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.)

There was no Executive Session at tonight's meeting.

OPEN FORUM

Ann Gebhart, 625 Merrill Drive, Bedford – Ms. Gebhart feels that while the daytime curfew ordinance is being compared to Class C misdemeanors that it is not comparable to a Class C misdemeanor and again voiced her opposition to the ordinance.

Jackie Parnell, 1231 Latigo Lane, Flower Mound – Ms. Parnell introduced her children to the Council and wanted Council to see what she was leaving at home so that she could ask Council to rescind the daytime curfew ordinance during each meeting. She and her husband are both still opposed to the ordinance.

ADJOURNMENT

Council Minutes February 10, 2009

Mayor Story adjourned the meeting at 7:45 p.m.

Jim Story, Mayor

ATTEST:

Shanae Jennings, City Secretary