

STATE OF TEXAS §

COUNTY OF TARRANT §

CITY OF BEDFORD §

The City Council of the City of Bedford, Texas, met in special session at 6:30 p.m., work session at 6:45 p.m. and regular session at 7:00 p.m. in the Council Chamber of City Hall, 2000 Forest Ridge Drive on the 23rd day of June 2009 with the following members present:

Jim Story	Mayor
Roy Savage	Mayor Pro Tem
Chris Brown	Council Members
Ray Champney	
Roger Fisher	
Lori Nail	
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

### **SPECIAL SESSION**

Mayor Story called the special session to order at 6:30 p.m.

### **ELECTION CANVASS**

- **Consider a resolution to receive and accept as true and correct the canvassed voting results for the Runoff Election held on June 13, 2009, for the election of Council Member Place 2 as presented by the City Secretary.**

Motioned by Councilman Champney, seconded by Councilwoman Nail to receive and accept as true and correct the canvassed voting results for the Runoff Election held on June 13, 2009, for the election of Council Member Place 2 as presented by the City Secretary.

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

### **INAUGURATION OF NEWLY ELECTED OFFICIALS**

- **Administer Statement of Elected Officer, Oath of Office and Certificate of Election to newly elected Council Member Place 2.**

City Secretary, Shanae Jennings, administered the Oath of Office and Statement of Elected Officer to re-elected Council Member Roy Savage, Place 2 at tonight's meeting.

Mayor Jim Story presented Roy Savage with his Certificate of Election.

Roy Savage thanked everyone who helped him on behalf of himself and his wife Katy, and thanked all the voters who voted for him as well as the opportunity to serve another three years with the Council.

### **ADJOURNMENT**

Mayor Story adjourned the special meeting at 6:38 p.m.

### **WORK SESSION**

Mayor Story called the work session to order at 6:45 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: 4, 6, 7, 8, 9 and 10, as well as tabling item number 1 due to the presenter being unable to attend tonight's meeting.

### **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:**

- **Section 551.071, Consultation with City Attorney regarding pending or contemplated litigation – Duke's Original Roadhouse, 2250 Airport Freeway #300; Toadies Bar and Grill, 1705B Airport Freeway; and Papa G's Sports Bar and Grill, 2900 Highway 121.**

Council convened into Executive Session pursuant to the Texas Government Code regarding Section 551.071, Consultation with City Attorney regarding pending or contemplated litigation – Duke's Original Roadhouse, 2250 Airport Freeway #300; Toadies Bar and Grill, 1705B Airport Freeway; and Papa G's Sports Bar and Grill, 2900 Highway 121 at approximately 6:48 p.m.

Council reconvened from Executive Session at approximately 6:59 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**

Mayor Story called the meeting to order.

### **CALL TO ORDER/GENERAL COMMENTS**

Regular session began at 7:00 p.m.

**INVOCATION** (Pastor Kevin Smith, Faith Christian Fellowship Church)

Pastor Kevin Smith of Faith Christian Fellowship Church gave tonight's invocation

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was given.

**CONSIDER APPROVAL OF ITEMS BY CONSENT**

Motioned by Councilman Champney, seconded by Councilman Savage to approve the following item(s) by consent: Item(s): 4, 6, 7, 8, 9 and 10, as well as tabling item number 1 due to the presenter being unable to attend tonight's meeting.

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

**COUNCIL RECOGNITION**

**1. Presentation of the Regional Cooperation Award to the Cities of Bedford, Euless and Hurst by the North Central Texas Council of Governments.**

This item was tabled on the consent agenda.

**2. Employee Recognition**

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

Ryan Hancock, Fire Department – 5 years of service  
Torin Johnson, Fire Department – 15 years of service  
David Rutledge, Police Department – 20 years of service

**APPROVAL OF THE MINUTES**

**3. Consider approval of the following City Council minutes:  
a) June 9, 2009 regular meeting**

Motioned by Councilman Fisher, seconded by Councilman Savage to approve the minutes of the June 9, 2009 regular meeting subject to changing the vote on Item 2 of Council meeting June 9, 2009 to a vote of 5-1-0. The Mayor voted in opposition to denial of the item.

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

Councilman Turner abstained due to being absent at this meeting because of a family emergency.

**OLD BUSINESS**

**4. Consider and act upon an ordinance amending Article IV. "Boards, Commissions and Committees", Division 2 of the Code of Ordinances of the City of Bedford entitled "Senior Citizen Board" by amending Sections 2-186 "Created; Membership; Member Qualifications" and 2-190 "Function".**

This item was approved by consent.

**NEW BUSINESS**

- 5. Public hearing and consider and act upon an ordinance to rezone a property known as Lot 1D, Block 1, The Shops At Central Park Addition, Ste. 222, from Heavy Commercial/Specific Use Permit/Outdoor Seating to Amended Heavy Commercial/ Specific Use Permit/Outdoor Seating. The property is generally located south of State Highway 183 and east of Central Drive. (Z-191)**

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

Mayor Story opened the public hearing at 7:12 p.m.

Brent Tipps, 1209 Durango Place, Flower Mound, Texas – Mr. Tipps is the applicant and indicated he is interested in doing this because they have a large number of parties who want to do wedding receptions or graduation parties and in extending this space will allow for more opportunity to accommodate these requests.

Mayor Story closed the public hearing at 7:15 p.m.

Motioned by Councilman Brown, seconded by Councilman Champney to approve an ordinance to rezone a property known as Lot 1D, Block 1, The Shops at Central Park Addition, Suite 222 from Heavy Commercial/Specific Use Permit/Outdoor Seating to Amended Heavy Commercial/Specific Use Permit/Outdoor Seating.

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

- 6. Consider a resolution authorizing the City Manager to enter into a contract with Dr Pepper Snapple Group, Inc. to provide soft drink products for City facilities and events.**

This item was approved by consent.

- 7. Consider a resolution authorizing payment for a sidewalk easement from James David Blackwood, Lot 13, Block 2 of the Realistic Addition to the City of Bedford in the amount of \$65.00.**

This item was approved by consent.

- 8. Consider a resolution authorizing payment for a sidewalk easement from Lark A. and Mary N. Dingler, Jr., Lot 14, Block 2 of the Realistic Addition to the City of Bedford in the amount of \$500.00.**

This item was approved by consent.

- 9. Consider a resolution authorizing payment for a sidewalk and utility easement from Randall R. Leal, Lot 2, Block 2 of the Georgetown Addition to the City of Bedford in the amount of \$404.00.**

This item was approved by consent.

**10. Consider a resolution authorizing payment for a sidewalk easement from Dane Martin and Patricia Martin, Lot 29, Block 1 of the Realistic Addition to the City of Bedford in the amount of \$65.00.**

This item was approved by consent.

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

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

The following Council liaison appointments were made to Bedford Board and Commissions as follows:

Motioned by Councilman Savage, seconded by Councilman Champney to nominate and approve Councilman Turner as the new Mayor Pro Tem.

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

Existing liaisons remained appointed to boards and commissions as listed below without notation and newly appointed positions and liaisons that were appointed are underlined.

Mayor Pro-Tem: Councilman Turner

Animal Control Board: Councilman Fisher

Animal Shelter Advisory Board: Councilman Fisher

Beautification Commission: Councilman Turner

Community Affairs Commission: Councilwoman Nail

Library Board: Councilman Brown

NCTCOG/RTC: Councilman Fisher and Councilman Champney with Champney being the voting member.

Parks and Recreation Board: Councilman Turner

Senior Citizen Advisory Board: Councilman Savage

Teen Court Advisory Board: Councilman Champney

Trinity River Authority: Councilman Fisher

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

Industrial Development Authority: Councilman Fisher, Councilwoman Nail, Roy Savage

Economic Development Foundation: Councilman Savage

Street Improvement Economic Development Corporation: Councilman Savage, Councilwoman Nail, Councilman Brown, and Councilman Turner

Investment Committee: Councilman Savage

Hotel/Motel Association: Councilman Champney

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

Motioned by Councilman Savage, seconded by Councilman Turner to fill all blank appointments as underlined above with Roger Fisher, add Councilman Champney as the voting member under the NCTCOG/RTC board, and approve the other above listed liaison or member appointments to Boards and Commissions.

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

**12. 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.)

No action was necessary as a result of the Executive Session.

**OPEN FORUM**

Dave Gebhart, 625 Merrill Drive, Bedford – Mr. Gebhart saluted Mr. Savage on his victory and wanted to thank the Council for the clean and friendly election. He also indicated he looks forward to working as a volunteer in any capacity that he can.

**ADJOURNMENT**

Mayor Story adjourned the meeting at 7:24 p.m.

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Jim Story, Mayor

ATTEST:

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Shanae Jennings, City Secretary