

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 6:30 p.m. in the Council Chamber of City Hall, 2000 Forest Ridge Drive on the 22nd day of September 2009 with the following members present:

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

Constituting a quorum.

Staff present included:

Beverly Queen	City Manager
Steve Johnson	Deputy City Manager
Cathy Cunningham	City Attorney
David Flory	Police Chief
Shanae Jennings	City Secretary
John Kubala	Director of Public Works
Jill McAdams	Human Resources Director
Bill Syblon	Development Director
James Tindell	Fire Chief
Mirenda McQuagge-Walden	Managing Director of Community Services

### **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 item(s) by consent: 5, 7, 9, 10, 11, 12, 13, 14, 16, 17 and 18.

- **Present report on the FY 08/09 aquatics season.**

Leigh Morgan, Deputy Director of Parks and Recreation, presented information to Council regarding the FY 08/09 aquatics season and generally fielded questions. She indicated that it was one of Bedford's most successful seasons aquatically. The PowerPoint presentation provided by Ms. Morgan is available upon request in the City Secretary's Office.

- **Present report on the 2009 City of Bedford Blues & BBQ Festival.**

Wendy Hartnett, Special Events Coordinator for Parks and Recreation, presented information to Council regarding the Bedford Blues and BBQ Festival and generally fielded questions. The PowerPoint presentation provided by Ms. Hartnett is available upon request in the City Secretary's Office.

- **Update on the progress of the Storm Water Management Plan and the Annual Report for Permit Year Two 2009.**

John Kubala, Public Works Director, presented information to Council about the Storm Water Management Plan and the Annual Report for Permit Year Two 2009 and generally fielded questions.

### **EXECUTIVE SESSION**

**To convene before the Regular Session, if time permits, in the conference room in compliance with Section 551.001 et. seq. Texas Government Code, to discuss the following:**

- **Section 551.087, Deliberation regarding economic development negotiations relative to the Bedford Forum Addition Block 2 Lots 1RA and 2R.**

This item was not discussed during Executive Session tonight.

- **Section 551.072, Deliberation regarding the purchase, exchange, lease, or sale of real property relative to Barr Road.**

**Council convened into Executive Session following the regular session.**

Council convened into Executive Session pursuant to the Texas Government Code regarding Section 551.072, Deliberation regarding the purchase, exchange, lease, or sale of real property relative to Barr Road at approximately 7:49 p.m.

Council reconvened from Executive Session at approximately 8:00 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 6:30 p.m.

### **INVOCATION (Reverend Cameron Williams, Mid-Cities Community Church)**

Reverend Cameron Williams of Mid-Cities Community Church gave tonight's invocation.

### **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was given.

**OPEN FORUM**

No one spoke at tonight's open forum.

**CONSIDER APPROVAL OF ITEMS BY CONSENT**

Motioned by Councilman Champney, seconded by Councilman Brown to approve the following item(s) by consent: Item(s): 5, 7, 9, 10, 11, 12, 13, 14, 16, 17 and 18.

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:

David Flory, Police Department – 30 years of service

**2. Consider a resolution authorizing the Beautification Commission to recognize three Bedford businesses, QuikTrip, Fort Worth Community Credit Union and Bedford Snoball, for maintaining, improving, and/or keeping their property visually attractive to the community.**

Deborah Chaney, Beautification Commission, recognized Quik Trip for overall appearance, Fort Worth Community Credit Union for overall appearance and superior landscaping, and Bedford Snoball for best improved properties.

Motioned by Councilwoman Nail, seconded by Councilman Savage to approve a resolution authorizing the Beautification Commission to recognize three Bedford businesses, Quik Trip, Fort Worth Community Credit Union and Bedford Snoball for maintaining, improving, and/or keeping their property visually attractive to the community.

Recognition for these establishments is tentatively set to be given on October 3, 2009 and Ms. Chaney will confirm this date with staff and Council.

**3. The following proclamations will be presented at tonight's meeting:**

**a) Proclamation proclaiming the month of October 2009 to be Fire Prevention Month in Bedford, Texas.**

Mayor Story read and presented a proclamation proclaiming the month of October 2009 to be Fire Prevention Month in Bedford, Texas.

**b) Proclamation recognizing the month of October 2009 as Crime Prevention Month.**

Mayor Story read and presented a proclamation recognizing the month of October 2009 as Crime Prevention Month.

**c) Proclamation recognizing October 6, 2009 as the official day for National Night Out.**

Mayor Story read and presented a proclamation recognizing October 6, 2009 as the official day for National Night Out.

**d) Proclamation recognizing October 17 - 25, 2009 as National Red Ribbon Week.**

Mayor Story read and presented a proclamation recognizing October 17-25, 2009 as National Red Ribbon Week.

**PERSONS TO BE HEARD**

**4. The following individual has requested to speak to the Council tonight under persons to be heard:**

- a) Jordan Gauger, 3712 Cripple Creek Drive, Bedford, TX 76021 – Requested to speak to the Council about changing the name of Cripple Creek Drive to Cripple Creek Court and his concern regarding firemen getting floating holiday and not sworn police personnel**

Jordan Gauger, 3712 Cripple Creek Drive, Bedford, TX 76021 – Mr. Gauger requested to speak to Council about changing a street name from Cripple Creek Drive to Cripple Creek Court and he presented a petition with signatures requesting the same. He feels the current name of the street causes problems because there are nine children that are 12 and under that can hear cars drive by at night. He no longer wishes to speak on the Firefighter holiday.

Council requested that staff look into the street name change as a result of the entire neighborhood signing the petition. Mr. Gauger indicated that only one house was unable to sign the petition but that they agreed with it.

**APPROVAL OF THE MINUTES**

**5. Consider approval of the following City Council minutes:**  
**a) September 8, 2009 regular meeting**

This item was approved by consent.

**NEW BUSINESS**

**6. Public hearing and consider and act upon an ordinance to rezone property known as Tract AR, Block 60, Mayfair Addition from Heavy Commercial to MD-4, Medium-Density Single-Family Attached District. The property is generally located south of Harwood Road and west of Brown Trial. (Z-196)**

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

Legal counsel suggested that this item be tabled because currently this zoning case is not compatible with the comprehensive plan. The comprehensive plan amendment will be coming before the Planning and Zoning Commission on September 24. This item will come back before Council and the public hearing can be reopened and held again on October 13, 2009.

Mayor Story opened the public hearing at 7:08 p.m.

John Norris, 400 Elisha Drive, Bedford, TX – Mr. Norris sought clarification on what Planning and Zoning must do to allow this item to go through. He indicated that his neighborhood is opposed to this item moving forward and the neighborhood does plan to speak at the Planning and Zoning meeting as well as the following Council meeting regarding their opposition.

Mike Alterick, 3011 Saint Martin Drive, Mansfield, TX – Mr. Alterick is the engineer representing the owner of the property. He indicated they have made concessions to this property and altered the plan already in order to appease the residents. If the issue is parking they are working on it. He also indicated these would be very nice buildings.

Motioned by Councilman Champney, seconded by Councilman Fisher to continue the public hearing to consider and act upon an ordinance to rezone property known as Tract AR, Block 60, Mayfair Addition from Heavy Commercial to MD-4, Medium-Density Single-Family Attached District to October 13, 2009.

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

This public hearing was kept open so that individuals can speak at the October 13, 2009 meeting.

- 7. Consider an ordinance amending Chapter 114 – Traffic and Vehicles, Article III, by adding Section 114-79, Use of Wireless Devices in a School Crossing Zone While Operating a Motor Vehicle; by adopting the provisions of Section 545.425 of the Texas Transportation Code, as amended; providing for a penalty, providing a severability clause and declaring an effective date.**

This item was approved by consent.

- 8. Consider an ordinance amending Chapter 62 “Floods”, Article II “Flood Damage Prevention” of the City of Bedford Code of Ordinances, as amended in its entirety by the adoption of the revised Flood Damage Prevention Ordinance; providing for a fine of up to \$500 for each offense in violation of the ordinance; providing a repealing clause; providing a severability clause; and declaring an effective date.**

John Kubala, Public Works Director, presented an ordinance to Council amending the Code of Ordinances regarding Flood Damage Prevention and generally fielded questions.

Motioned by Councilman Savage, seconded by Councilman Turner to approve an ordinance amending Chapter 62 “Floods”, Article II “flood Damage Prevention” of the City of Bedford Code of Ordinances, as amended in its entirety by the adoption of the revised Flood Damage Prevention Ordinance; providing for a fine of up to \$500 for each offense in violation of the ordinance; providing a repealing clause; providing a severability clause; and declaring an effective date.

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

- 9. Consider a resolution authorizing the City Manager to enter into a Memorandum of Understanding with the City of Fort Worth for the 2009 Justice Assistance Grant (JAG) Recovery Act Funding.**

This item was approved by consent.

- 10. Consider a resolution authorizing the City Manager to enter into Change Order #3 with Gin-Spen, Inc. in the amount of \$5,787.30 for the Cummings Road 30" Water Transmission Main.**

This item was approved by consent.

- 11. 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 Insituform Technologies, Inc. in the amount of \$128,692 for the Sanitary Sewer Rehabilitation – City of Bedford.**

This item was approved by consent.

- 12. Consider a resolution authorizing City Manager or her designee to purchase a camera transporter in the amount of \$20,961 through the State of Texas Buy Board Purchasing Program.**

This item was approved by consent.

- 13. Consider a resolution authorizing the City Manager to enter into an agreement between the City of Bedford, Texas and the North Richland Hills Radio Frequency (RF) Consortium in the amount of \$40,904.40 to provide continuous maintenance to subscriber radios and auxiliary equipment to obtain maximum performance.**

This item was approved by consent.

- 14. Consider a resolution authorizing the City Manager to enter into an agreement between the City of Bedford, Texas and Motorola, Inc. in the amount of \$43,135.66 for support and maintenance of the trunk radio infrastructure and for the trunk radio system manager.**

This item was approved by consent.

- 15. Consider approval of a resolution authorizing the City Manager to enter into a contractual agreement with Kaner Medical Group to provide pre-paid medical services for eligible City employees and their dependents.**

Jill McAdams, Human Resources Director, presented a resolution to Council to enter into a contract with Kaner Medical Group to provide pre-paid medical services for eligible City employees and their dependents and generally fielded questions. The presentation provided by Ms. McAdams is available upon request in the City Secretary's Office.

Motioned by Councilman Turner, seconded by Councilman Champney to approve a resolution authorizing the City Manager to enter into a contractual agreement with Kaner Medical Group to provide pre-paid medical services for eligible City employees and their dependents.

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

- 16. Consider a resolution adopting the ICMA Vantagecare Retirement Health Savings (RHS) Plan and authorizing the City Manager to execute all required documents.**

This item was approved by consent.

**17. Consider a resolution adopting the ICMA Vantagecare RHS Employer Investment Program (EIP) and authorizing the City Manager to execute all required documents.**

This item was approved by consent.

**18. Consider a resolution authorizing the City Manager to enter into an interlocal agreement with the City of Fort Worth in the amount of \$47.00 per voucher to allow for the collection and disposal of household hazardous waste for Bedford households at the permanent collection site from October 1, 2009 to September 30, 2010.**

This item was approved by consent.

**19. Council member reports**

Chris Brown – Mr. Brown will be at the Library on October 3, 2009 from 11-1.

**20. City Manager/Staff reports**

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

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

Motioned by Councilman Fisher, seconded by Councilman Turner to approve a resolution authorizing the purchase of street right of way, permanent utility easement and sidewalk easement from First Baptist Church Bedford.

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

**ADJOURNMENT**

Mayor Story adjourned the meeting at 8:04 p.m.

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Jim Story, Mayor

ATTEST:

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Shanae Jennings, City Secretary