

Council Minutes April 23, 2019

STATE OF TEXAS §

COUNTY OF TARRANT §

CITY OF BEDFORD §

The City Council of the City of Bedford, Texas, met in Regular Session at 6:30 p.m. in the Council Chambers of City Hall, 2000 Forest Ridge Drive, on the 23rd day of April, 2019 with the following members present:

Jim Griffin
Michael Boyter
Dan Cogan
Roger Fisher
Amy Sabol
Rusty Sartor

Mayor
Councilmembers

constituting a quorum.

Councilmember Turner arrived at 6:37 p.m.

Staff present included:

Brian Bosshardt
Cliff Blackwell
Stan Lowry
Michael Wells
Natalie Foster
Jeff Gibson
Meg Jakubik
Kenny Overstreet
Maria Redburn

City Manager
Assistant City Manager
City Attorney
City Secretary
Public Information Officer
Police Chief
Strategic Services Manager
Public Works Director
Library Director

REGULAR SESSION 6:30 p.m.

The Regular Session began at 6:30 p.m.

CALL TO ORDER/GENERAL COMMENTS

Mayor Griffin called the meeting to order.

INVOCATION

Councilmember Fisher gave the invocation.

PLEDGE OF ALLEGIANCE

The Pledges of Allegiance to the flags of the United States and Texas were given.

ANNOUNCEMENTS/UPCOMING EVENTS

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Public Information Officer Natalie Foster reported on upcoming events, including the annual plant sale and farmers market at the 6Stones Community Garden on April 27, 2019; the Twilight Concert Series featuring Curtis McMurtry at the Boys Ranch Park on May 3, 2019; a residential outreach meeting at the Movie Tavern on May 8, 2019; and the Bedford Library Friends book sale on May 11, 2019.

OPEN FORUM

Nobody chose to speak during Open Forum.

CONSIDER APPROVAL OF ITEMS BY CONSENT

City Manager Brian Bosshardt gave an overview of the items on the consent agenda.

Motioned by Councilmember Fisher, seconded by Councilmember Boyter, to approve the following items by consent: 1, 2, 3 and 4

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

1. **Consider approval of the following City Council minutes:**
 - a) **March 26, 2019 regular meeting**
 - b) **April 9, 2019 work session**

This item was approved by consent.

2. **Consider a resolution of the City Council of Bedford, Texas, authorizing the City Manager to enter into a Memorandum of Understanding (MOU) between the City of Bedford and the cities of Fort Worth, Arlington, and the County of Tarrant, Texas for the Fiscal Year 2018 Byrne Justice Assistance Grant (JAG) Formula Program Award.**

This item was approved by consent.

3. **Consider a resolution of the City Council of Bedford, Texas, authorizing the City Manager to enter into a Memorandum of Understanding (MOU) between the City of Bedford and the City of Fort Worth for the Fiscal Year 2018 Byrne Justice Assistance Grant (JAG) Formula Program Award.**

This item was approved by consent.

4. **Consider a resolution of the City Council of Bedford, Texas authorizing the submission of the FY2020 grant application for a monitored video surveillance system for the Police Department to the Office of the Governor, Criminal Justice Division.**

This item was approved by consent.

COUNCIL RECOGNITION

5. Employee Service Recognition

The following employees received recognition for dedicated service and commitment to the City of Bedford:

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Mark Tooley, Police Department -10 years of service
Lane Simmons, Police Department -10 years of service

6. Proclamation declaring May, June, and July as Summer Reading Club Season.

Mayor Griffin read a proclamation declaring May, June, and July as Summer Reading Club Season. Library Director Maria Redburn and the Library teen volunteers accepted the proclamation.

7. Presentation of Texas Municipal Library Directors Association Excellence in Libraries Award.

Jana Prock, TML Board Representative and Keller Library Director, presented the Texas Municipal Library Directors Association Excellence in Libraries Award to Library Director Maria Redburn and Administrative/Volunteer Coordinator Cynthia Reid.

NEW BUSINESS

8. Presentation of HEB Reads! initiatives for Summer 2019.

Kiera Elledge with the Hurst-Euless-Bedford Independent School District presented an overview of HEB Reads! initiatives for the upcoming summer. She discussed the program's mission and goals; the summer reading kickoff party; lunch and learn programs; and the award for Library Project of the Year from the Texas Library Association for the Think Tank program. There was discussion on the lunch and learn program.

EXECUTIVE SESSION

a) Pursuant to Section 551.074 of the Texas Government Code, the City Council shall convene to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the Municipal Court Judge.

Council convened into Executive Session pursuant to Texas Government Code Section 551.074 of the Texas Government Code to deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the Municipal Court Judge, at 7:00 p.m.

Council reconvened from Executive Session at 7:32 p.m. Any necessary action to be taken as a result of the Executive Session will be during the Regular Session.

9. Consider a resolution authorizing the City Manager to enter into a contract with Austin Filter Systems, Inc., in the amount of \$1,870,687.50, for the Brook Hollow Park Channel Improvements-Phase 1 Project.

Public Works Director Kenny Overstreet presented information regarding this item. He stated in February 2018, one of the concrete channel walls in the Brook Hollow Park channel was lost after a major rain event. The City contracted with Kimley-Horn to design a wall system to replace the channel walls from the Rankin Drive Bridge to the pedestrian footbridge.

Misty Christian, the project manager with Kimley-Horn, presented an overview of the project, which is to reconstruct the existing concrete channel with approximately 700 feet of a new block wall; removal of debris; installation of a new concrete maintenance ramp to allow staff direct access to the area; sanitary sewer improvements; reestablishing and protecting the foundation of the pedestrian bridge; replacement of the sandy material behind the walls with free granular material to eliminate hydrostatic pressure; and temporary repairs to the gavion facilities

upstream. She presented information on the modular block wall system and its benefits, including easier maintenance, comparative costs to solid concrete walls, and it being more environmentally friendly, making it preferred by the Army Corps of Engineers. In response to questions from Council, Ms. Christian stated the channel floor would also be replaced and new foundations beneath the walls would be constructed. She discussed stain and pattern texture options for the modular blocks and stated a wrought iron fence would replace the current chain link fence on top of the channel. She presented an overview of the timeline for the project.

In response to questions from Council, Mr. Overstreet stated the concrete walls in the channel were originally constructed in the late 1990s, and the gabion baskets upstream were constructed in the early 2000s. He stated measures would be taken to control the erosion behind the gabion baskets, as well as around the footbridge. He discussed the need for a drainage master plan study to identify and prioritize problems in the City's creeks. He stated the City and Kimley-Horn would serve a dual role in managing the project, but the City would control the work of the contractor. He stated staff never saw an indication that the channel wall was failing. There was discussion on inspections of the channel, erosion of the channel near Circle Lane, changes to the City's standard contracts, and the effect of hydrostatic pressure behind channel walls. Ms. Christian stated the expected live span of the modular walls to be approximately 30 to 50 years per the manufacturer. There was discussion on concerns about the contractor going over the number of days built into the contract and Mr. Overstreet stated after checking references and speaking to the contractor, staff feels comfortable moving forward with them. He stated the penalty for going over the number of days in the contract is \$1,000 a day.

Mark Toungate, President of Austin Filter Systems Inc., presented an overview of the company and projects on which they have worked. He stated there have been times they ran long on projects due to weather, but they have never been assessed liquidated damages. There was discussion regarding the liability insurance limits in the contract. Mr. Overstreet stated the project would be paid out of the stormwater general obligation bonds approved the previous year. There was discussion on paying for a master drainage assessment using the bonds.

Motioned by Councilmember Fisher, seconded by Councilmember Turner, to approve a resolution authorizing the City Manager to enter into a contract with Austin Filter Systems, Inc., in the amount of \$1,870,687.50, for the Brook Hollow Park Channel Improvements-Phase 1 Project, with the stipulation that the contract include a general liability policy of \$2,000,000, umbrella of \$5,000,000 and workers' compensation of \$1,000,000.

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

10. Consider a resolution authorizing the City Manager to enter into a contract with Peachtree Construction, Ltd., in the amount of \$782,445.87, for the 2019 Street Mill and Overlay at Various Locations project.

Mr. Overstreet presented information regarding this item, which is the first year of the five-year plan for street repairs based on the recent street assessment and was approved by the Street Improvement Economic Development board during the budget process. The street overlays were designed by the in-house engineers. The bid included a base bid and three add alternates. Based on the responses, there is enough funding to do all the base streets and the first add alternate street. The other add alternates would be included in year two of the plan. Mr. Overstreet stated Peachtree Construction has done excellent work on several projects in the City. There was discussion on street overlays and State Water Implementation Fund for Texas projects

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Motioned by Councilmember Cogan, seconded by Councilmember Turner, to approve a resolution authorizing the City Manager to enter into a contract with Peachtree Construction, Ltd., in the amount of \$782,445.87, for the 2019 Street Mill and Overlay at Various Locations project.

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

11. Consider a resolution authorizing the City Manager to enter into a contract with Cam-Crete Contracting, Inc., in the amount of \$616,300.00, for the 2019 Concrete Sidewalk, Accessibility Ramps, Concrete Street Panels, Driveway and Curb and Gutter Reconstruction at Various Locations Project.

Mr. Overstreet presented information on this item. He stated staff began a concrete repair list three years ago and Cam-Crete Contracting has done this project previously with great success. There was discussion on changing Americans with Disabilities Act (ADA) ramp requirements. In response to questions from Council, Mr. Overstreet stated once this project is complete, there would be no more sidewalks on the concrete repair list, and staff would repair any new sidewalk issues in-house. Staff would still contract out for curb, gutter and street panel repairs, as well as ADA ramps.

Motioned by Councilmember Sabol, seconded by Councilmember Sartor, to approve a resolution authorizing the City Manager to enter into a contract with Cam-Crete Contracting, Inc., in the amount of \$616,300.00, for the 2019 Concrete Sidewalk, Accessibility Ramps, Concrete Street Panels, Driveway and Curb and Gutter Reconstruction at Various Locations Project.

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

12. Receive a report on recent Police Department activities.

Police Chief Jeff Gibson presented a report on recent Police Department activities. He presented information on the Department's Behavioral Intervention Unit (BIU); a collaboration with the Tarrant County District Attorney's on their Intimate Partner Violence initiative; the Honor Guard; the Public Information Officer team; the drone program; the Animal Shelter, including adoption incentives and statistics; statistics for property and violent crimes; the Department's mission, core values and vision statement; and upcoming initiatives and programs. There was discussion on the Department's use of the National Incident Based Reporting System; the impact of the BIU; collaboration with other entities in assisting homeless individuals in the area; the impact of the drone program and the monitored surveillance cameras; and the potential for using two-way communication with the drones.

13. Mayor/Council Member Reports

Mayor Griffin reported he participated in the graduation ceremony for the first youth in government class, which is a joint project between the cities of Hurst, Euless and Bedford, and the Chamber of Commerce. He also participated in a cyber security advisory group with Tarrant Community College. He stated it was an honor to serve with Councilmember Turner.

Councilmember Fisher thanked Councilmember Turner for his 12 years of service.

Councilmember Sartor thanked Dorothy McWhorter for the food she provided to Council.

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Councilmember Cogan stated it was an honor to serve with Councilmember Turner and thanked him for his service.

Councilmember Turner recalled taking his first oath of office in 2007 and stated he and the rest of Council take that oath seriously. He discussed his four terms and 12 years in office and the dedication of the Council members he served with to the betterment of the City. He called attention to late Councilmembers Roy Savage and Ray Champney, who served the City faithfully. He stated he has lived in Bedford for 50 years, practiced medicine for 38 years and delivered approximately 6,000 babies. With his wife Anne, he raised five children, and they have 13 grandchildren and three great-grandchildren. He discussed the five goals he set when he first came into office, including maintaining local control of the Library; improvements to the Boys Ranch; development of a downtown destination; the development of second-to-none Police and Fire Departments; and to ban smoking wherever possible in the City. He thanked his wife Anne for being there for him. He discussed the farewell addresses of George Washington and Douglas MacArthur. He thanked the City for the opportunity to serve and wished nothing but the best for the future of Bedford.

14. Report on most recent meeting of the following Boards and Commissions:

✓ Animal Shelter Advisory Board

Councilmember Fisher stated the Board will meet the following day. He stated the goal of the Shelter is responsible pet ownership and thanked the staff and volunteers. In response to a letter from a resident regarding speaking at Board meetings, he stated Council decided several years ago to narrow the scope of the Board as laid out in state statute, and residents can speak to Council under Open Forum or Persons to be Heard.

✓ Beautification Commission

Councilmember Turner reported the Clean Up Bedford Day and Chunk Your Junk events were cancelled due to the weather; however, household junk was taken from 50 cars who showed up to the event. He stated two people are being sent to a Keep Texas Beautiful conference in June as a requirement for a grant the City is seeking in the amount of approximately \$200,000.

✓ Community Affairs Commission

No report was given.

✓ Cultural Commission

Councilmember Sabol reported the Commission hired a professional chalk artist for the HEB Reads! event on May 4, 2019.

✓ Library Advisory Board

No report was given.

✓ Parks and Recreation Board

No report was given.

✓ Teen Court Advisory Board

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Councilmember Cogan thanked staff and Councilmember Sabol for attending the Teen Court Gala event.

✓ **Senior Citizen Liaison**

No report was given.

15. City Manager/Staff Reports

City Manager Brian Bosshardt thanked Councilmember Turner for the opportunity to serve as City Manager. He stated it was an honor and privilege to serve with Councilmember Turner and wished him good luck.

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

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

ADJOURNMENT

Mayor Griffin adjourned the meeting at 9:28 p.m.

Jim Griffin, Mayor

ATTEST:

Michael Wells, City Secretary