

# AGENDA

Regular Meeting of the Bedford City Council  
Tuesday, April 12, 2011  
2000 Forest Ridge Drive  
Bedford, Texas 76021

Conference Room, Building A Executive Session 4:30 p.m.  
Council Chambers Work Session 5:30 p.m.  
Council Chambers Regular Session 6:30 p.m.

COMPLETE COUNCIL AGENDAS AND BACKGROUND INFORMATION ARE AVAILABLE FOR REVIEW  
ONLINE AT <http://www.bedfordtx.gov>

## EXECUTIVE SESSION:

To convene in the Building A conference room in compliance with Section 551.001 et. Seq. Texas Government Code, to discuss the following:

- a) Pursuant to Section 551.071, consultation with City Attorney regarding pending or contemplated litigation: The Oaks of Landera Apartments.
- b) Pursuant to Section 551.072 of the Texas Government Code: to deliberate the purchase, exchange, lease or value of real property: properties located in the 100-year floodplain in Sulphur Branch and SB-1.

## WORK SESSION

- Review and discuss items on the regular agenda and consider placing items for approval by consent.
- Presentation by Jeri Harwell, Allied Waste, regarding a recycling program for the City of Bedford.
- Report on flooding at the intersection of Glenda Drive and Patricia Lane.

## REGULAR SESSION 6:30 P.M.

### CALL TO ORDER/GENERAL COMMENTS

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

### PLEDGE OF ALLEGIANCE

### OPEN FORUM

*(The public is invited to address the Council on any topic that is posted on this agenda. Citizens desiring to speak on Public Hearing(s) must do so at the time the Public Hearing(s) are opened. In order to speak during Open Forum a person must first sign in with the City Secretary prior to the Regular Session being called to order. Speakers will be called upon in the order in which they sign in. Any person not signing in prior to the commencement of the Regular Session shall not be allowed to speak under Open Forum. Further, Open Forum is limited to a maximum of 30 minutes. Should speakers not use the entire 30 minutes Council will proceed with the agenda. At the majority vote of the Council the Mayor may extend the time allotted for Open Forum.)*

### CONSIDER APPROVAL OF ITEMS BY CONSENT

### COUNCIL RECOGNITION

1. Proclamation declaring April 2011 as Safe Digging Month.

2. Consider a resolution authorizing the Beautification Commission to recognize Lupe's Tex-Mex Grill, for maintaining, improving, and/or keeping their property visually attractive to the community.

### **PERSONS TO BE HEARD**

3. The following individual has requested to speak to the Council tonight under Persons to be Heard.
  - Vernon Dede, 2812 Central Drive, Bedford, Texas 76021- Requested to speak to the Council regarding how good the Bedford Police and Fire Departments are.

### **APPROVAL OF THE MINUTES**

4. Consider approval of the following City Council minutes:
  - a) March 22, 2011 regular meeting

### **OLD BUSINESS**

5. Presentation by Michael Boyter, Chairperson of the Beautification Commission, regarding a Bedford community garden.
6. Consider an ordinance amending Chapter 2 "Administration," Article IV "Boards, Commissions, and Committees" of the City of Bedford Code of Ordinances by the addition of Division 5 hereby named the "Cultural Commission;" repealing all ordinances in conflict herewith; containing a savings clause and declaring an effective date. (Tabled at March 22, 2011 Council meeting)
7. Consider a resolution amending Resolution 11-27 ordering the May 14, 2011 General Election by adding the Notice of Election as Attachment A.

### **NEW BUSINESS**

8. Public hearing and consider and act upon an amendment to the Zoning Ordinance of the City of Bedford, Chapter 1. Introduction and Definitions, Section 1.2 Definitions; Chapter 3. Permitted Uses, Section 3.1 Schedule of Permitted Uses, and Section 3.2 Explanation of Uses and Specific Use Permit Requirements, including regulations pertaining to Community Gardens. (A-027)
9. Consider a resolution deliberating an annual rate modification for solid waste and recycling services requested by Allied Waste Services of Fort Worth as provided for in the terms of the contracts between the City of Bedford and Allied Waste Systems, Inc. DBA Allied Waste Services of Fort Worth dated October 21, 2008 and amended October 19, 2009 and February 23, 2010.
10. Consider a resolution declaring expectation to reimburse expenditures with proceeds of future debt.
11. Consider a resolution authorizing the City Manager to enter into a contract with Metro Fire Apparatus Specialists, Inc. through the Houston Galveston Area Council (HGAC), for the purchase of one 2011 Crimson Pumper with Spartan 4-door full tilt aluminum cab, aluminum body, single axle and 1500-GPM mid-mounted pump.
12. Consider a resolution authorizing the City Manager to enter into a contract with First Vehicle Services, Inc. to provide onsite preventative maintenance and specialized repair on fire apparatus.
13. Consider a resolution authorizing the City Manager to enter into an agreement with Texas Harley-Davidson for the lease of one Harley-Davidson police package motorcycle.

14. Consider a resolution authorizing the City Manager to enter into a contract with Consolidated Traffic Controls, Inc./HGAC for School Zone Warning System Communications and Control Upgrade in the amount of \$33,654.
15. Consider a resolution authorizing the City Manager to enter into Change Order #2 with Motorola/HGAC System in the amount of \$15,381.15 for the School Zone Warning System Upgrade.
16. Presentation and possible staff direction regarding a safe passing ordinance. \*\*\*Item requested by Councilman Brown
17. Report on most recent meeting of the following Boards and Commissions:
  - ✓ Animal Control Board- Councilman Griffin
  - ✓ Animal Shelter Advisory Board- Councilman Griffin
  - ✓ Beautification Commission- Councilman Turner
  - ✓ Community Affairs Commission- Councilman Fisher
  - ✓ Library Board- Councilman Brown
  - ✓ Parks & Recreation Board- Councilman Griffin
  - ✓ Senior Citizen Advisory Board- Councilman Savage
  - ✓ Teen Court Advisory Board- Councilman Champney
18. Council member reports
  - ✓ Mayor Story- Report on the Tarrant County Mayors Council meeting of April 4, 2011.

**19. City Manager report**

**20. 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.)*

**ADJOURNMENT**

**CERTIFICATION**

I, the undersigned authority, do hereby certify that this Notice of Meeting was posted on the outside window in a display cabinet at the City Hall of the City of Bedford, Texas, a place convenient and readily accessible to the general public at all times, and said Notice was posted by the following date and time: Friday, April 8, 2011 at 5:00 p.m., and remained so posted at least 72 hours before said meeting convened.

\_\_\_\_\_  
**Megan Jakubik, Assistant City Secretary**

\_\_\_\_\_  
**Date Notice Removed**

(Auxiliary aids and services are available to a person when necessary to afford an equal opportunity to participate in City functions and activities. Auxiliary aids and services or accommodations should be requested forty-eight (48) hours prior to the scheduled starting time of a posted council meeting by calling 817.952.2101.)



# Council Work Session

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## PRESENTER:

Jeri Harwell, Allied Waste

## ITEM:

Presentation by Jeri Harwell, Allied Waste, regarding a recycling program for the City of Bedford.

## DISCUSSION:

Jeri Harwell from Allied Waste will present information regarding an opportunity for a Recycling Bank program for the citizens of Bedford. If the Council decides to move forward with this program, an ordinance will be brought at a future meeting to amend the current contract with Allied Waste.

## RECOMMENDATION:

N/A

## FISCAL IMPACT:

N/A

## ATTACHMENTS:

Presentation

***On every street  
in every neighborhood  
in every city...***

***RecycleBank is rewarding  
people for recycling***

**RecycleBank<sup>®</sup>**



# OUR PROGRAM HAS THREE BASIC STEPS



**RECYCLE**

Your residents place all their recyclable materials in the recycling cart, no sorting needed.



**RECORD**

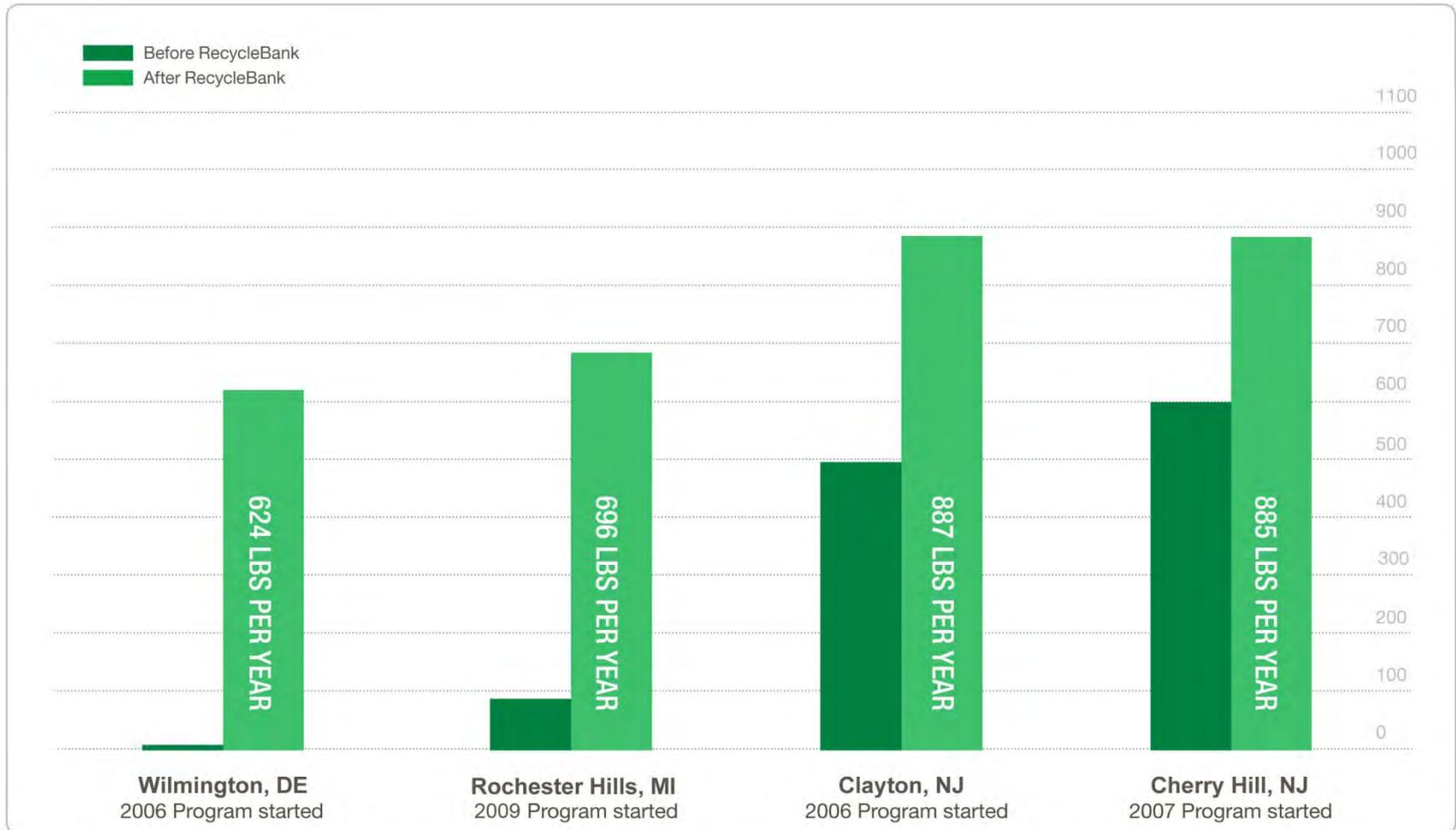
The amount recycled is converted into RecycleBank Points.



**REWARD**

Residents redeem Points for rewards from hundreds of local and national businesses.

# RECYCLEBANK INCREASES RECYCLING



Average recycling per household (metal, paper, glass, plastic)

0709

# WELCOME TO RECYCLEBANK

**SIGN IN** or Register [UK Members ▶ Click Here](#)



Resources Saved:  
 **2,908,763**  **194,305,413**  
*Sponsored by Coca-Cola*

## RecycleBank®

[MY ACCOUNT](#) [EARN POINTS](#) [GET REWARDS](#) [HOW IT WORKS](#) [RECYCLING](#) [LIVE GREEN](#) [ABOUT US](#) [CONTACT US](#) September 21 2009

### REWARDS FOR RECYCLING

You can receive the RecycleBank curbside service via your city or hauler.

Please [click here](#) to view a list of our local, regional and national stores where you can spend your RecycleBank Points.

Other ways to Earn:

-  Curbside
-  E-Waste
-  Gonomy

#### RECYCLE



We record the amount you recycle.

#### REDEEM



You redeem the points you earn in your account.

#### REWARD



You use your points for rewards at over 2400 retailers.



**Featured Partner**  
Join us in our commitment to make a positive difference in the world by rethinking the way we live and work.  
[www.livepositively.com](http://www.livepositively.com)



**Cities and Businesses**  
Interested in partnering with RecycleBank?



**Have Questions?**  
Do you have questions about RecycleBank? About your account? Get answers!

# JANE SMITH'S PERSONAL ACCOUNT

Welcome, JaneSmith 45,870 250 [VIEW CART](#) [Log Out](#)

Resources Saved: 16,223,115 3,667,521  
Estimated by CleanCo

**RecycleBank®** Thanks You for Recycling

[MY ACCOUNT](#) [EARN POINTS](#) [GET REWARDS](#) [HOW IT WORKS](#) [RECYCLING](#) [LIVE GREEN](#) [ABOUT US](#) [CONTACT US](#) JUNE 27, 2009

## Profile/Activity/Preferences/Mailbox

**PROFILE** [Edit Profile](#)



**JaneSmith**

ACCOUNT NUMBER: 5645A89  
BARCODE / SERIAL#: 0015645A89

ADDRESS:  
2345 Saint Marks Avenue  
Chicago, IL

[Add Household Accounts](#)

**RECENT TRANSACTIONS**

TRANSACTION TYPE	DATE	EARNED	REDEEMED
Curbside Recycling	08/25/08	110	
Transfer: user@host.com	09/17/08		90
Petco \$20 Gift Card	09/25/08		100
Kiosk Recycling	10/15/08	100	
Curbside Recycling	10/29/08	90	
Target.com 10% Off	11/15/08		50
Target.com 10% Off	11/15/08		50

[View Pickup Detail](#) [All Transactions](#)

**PROMO CODE**

Enter 8 chars  [GO](#)

[What's This?](#)

**WAYS YOU EARN**



*Because you're broke...*

[Learn More About More Ways to Earn](#)

**LOCAL PROGRAM INFORMATION** [VIEW](#)

**TOTAL POINTS:** 487

[SIGN UP FOR THE ECONOMY™ VISA CARD. EARN MORE POINTS.](#)

**INBOX** 0 new messages

SUBJECT	
Coca-Cola Gift Card	09/25
Thanks for contacting us!	09/00
The Village Green	10/03
You have redeemed!	10/15
Dale and Thomas \$20 Online Gift Card	
The Village Green	

[All Messages](#)

**WE SUGGEST** Official Food Sponsor 



**\$5 off \$50 or more**  
Dad Bath and Beyond



**Free Salad Dressing**  
Kraft



**\$5 off \$50 or more**  
Target.com

[Shop from a variety of 5000 rewards...](#) [Redeem Rewards](#)

**MY IMPACT**

TREES SAVED 1,115 OIL SAVED (GAL) 7,521

MY TOTAL RECYCLING WEIGHS AS MUCH AS:



**A BABY GRAND PIANO**

[REDEEM NOW](#) [I WANT THIS](#)

# SHOP IN OVER 20 CATEGORIES

Welcome, JaneSmith    \$45,870    250    [VIEW CART](#)    [Log Out](#)        Resources Saved:  16,223,115     3,667,521  
Recaptured by Check-Off

## RecycleBank®

Thanks You for Recycling

[MY ACCOUNT](#)   [EARN POINTS](#)   [GET REWARDS](#)   [HOW IT WORKS](#)   [RECYCLING](#)   [LIVE GREEN](#)   [ABOUT US](#)   [CONTACT US](#)   [View Cart](#)

### Get Rewards

**CATEGORIES** - ALL REWARDS +

- Print Rewards List
- Hot Deals
- 09 Sweepstakes
- Apparel
- Automotive
- Beauty & Health
- Bear & Wine
- Donations
- Electronics
- Entertainment
- Flowers
- Gifts
- Grocery & Food**
  - Beverage
  - Bread & Bakeshop
  - Cereal & Breakfast
  - Condiments
  - Dairy
  - Eco-Friendly
  - Eco-Shopping Bags
  - Frozen Foods
  - Fruit & Vegetables
  - Household & Cleaning
  - Local Picks
  - Meat & Seafood
  - Online
  - Tobacco

**SPECIALS OF THE MONTH / Grocery & Food**

 35% off online Ghirardelli Choc	 Free Breakfast... HAPPYBABY	 \$1 off one bot... Honest Tea
 Free GOLEAN ba... Kashi	 \$20 off \$100 a... Omaha Steaks	 \$5 off \$20 or ... Peeled Snacks

**Alderfer**  
Natural Wood Smoked Meats  
20% off  
Minimum smoked meat  
\$60

**ALPO**  
Buy 2 cans, get 2 free  
\$75

**CAPRISUN**

**BARBARA'S**

Working together for a Greener Future.  
Official Food Sponsor  
**kraft foods**

Win an iPod touch® with your RecycleBank Points!  
 [ENTER NOW](#)

Rewards the whole family can enjoy  
 [CLICK HERE](#)

# DONATE POINTS TO LOCAL SCHOOLS AND CHARITIES

## Coca-Cola Green Schools Program



**Oak Park  
Elementary  
School**



**Children's  
House  
Montessori  
School**



**Temple Emanuel School**



Households can donate their RecycleBank Points to a portfolio of local and national charities and NGOs.

# REWARDS ARE RECEIVED PROMPTLY

## Local Rewards

The first card is blue and white with the headline "Who knew recycling could be this rewarding?". It states that the family of businesses generously provides these rewards in appreciation of recycling efforts. As of 6.15.2008, the recipient has 1200 RecycleBank Points. It directs the user to visit www.recyclebank.com for more info.

The second card is white with green accents. It asks "Have the latest cell phone? Send us your old one." and offers to "Earn 50 RecycleBank Points for your old phone." It includes an image of a green mobile phone and directs the user to visit www.RecycleBank.com/Earn/ for more information.

The third card is white with blue and green accents. It says "THANK YOU FOR RECYCLING" and features the Shaw's logo with the slogan "Crazy about food." and a "\$5 OFF" offer.

The fourth card is white with blue and green accents. It says "THANK YOU FOR RECYCLING" and features the Kraft logo. It states "This Reward Generously Provided by Kraft" and offers "1 FREE" Kraft Salad Dressing. It includes an image of a Kraft salad dressing bottle and mentions a 15% less plastic for the earth and the same amount of dressing for you.

## Online Rewards

The screenshot shows an email titled "Thank you for recycling!". The recipient is customer@recyclebank.com. The subject is "Thank you for recycling!". The email body starts with "Dear RecycleBanker," and "Thank you for Recycling! Below is a list of your rewards:".

The rewards listed are:

- Coca-Cola**: \$1 off any Coca-Cola product (Sent via mail 5-7 days)
- PETCO**: \$5 off \$25 or more at Petco.com (with a "REDEEM NOW" button)
- 1-800-flowers.com**: 1 Dozen Roses from 1-800-flowers (with a "REDEEM NOW" button)

The RecycleBank logo is visible at the bottom of the email content.

# OVER 1700 LOCAL AND NATIONAL REWARD PARTNERS



# EVERY CITIZEN IS REWARDED

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## Local Economic Development

- Each home can earn hundreds of dollars worth of partner rewards each year
- On average, about half of all rewards are redeemed at local and regional businesses

## Environmental Savings

In one year with RecycleBank a household can save:

	Trees Saved	<b>10</b>
	Gallons of Oil Saved	<b>721</b>
	Gallons of Water Saved	<b>4,536</b>

# WE EDUCATE YOUR RESIDENTS ABOUT RECYCLEBANK

## How RecycleBank works:



- 1. Activate**  
Use your activation code to set up your online account or call toll free at 888.727.2978
- 2. Recycle**  
Earn points by placing all your recyclables into your recycling cart for curbside pick-up
- 3. Reward**  
Redeem your RecycleBank Points to shop for rewards at local and national businesses

### Your recycling cart

Just toss all of your recyclables in your single-stream recycling cart, no sorting needed. For the first time you can earn rewards for each and every thing you recycle! Your recycling cart has a special identification tag that will link your address to your RecycleBank account. This way, we can calculate your RecycleBank Points based on how much was recycled.



### Redeeming your rewards

Once your account is activated, redeeming your RecycleBank Points is just like ordering items online or placing a catalog order. Log on to your account at RecycleBank.com, or call our Customer Care center (888.727.2978), to find out how many RecycleBank Points you have to "shop" for your rewards. Choose your favorite rewards and place your order. RecycleBank mails your Reward Mailer to your home for arrival in 2 to 3 business days. For online rewards, we instantly email you a reward promo code and redemption instructions.

**SAMPLING OF OUR PARTNERS:**



**PLACE ALL RECYCLABLE MATERIALS IN YOUR CART**



- METALS**  
Aluminum Cans / Steel Cans / Tin Cans
- PLASTIC**  
Plastic #1, 2 / Juice Containers / Beverage Containers / Milk Containers
- GLASS**  
Glass Bottles / Glass Jars
- PAPER**  
Cereal Boxes / Newspaper / Magazines / School Paper / Cardboard / Telephone Books / Book Mail / Catalogs

Your community may recycle additional materials, please check the lid of your recycling cart for a complete list.  
**For more information or to read our terms and conditions please visit RecycleBank.com**  
© 2014 Republic Services

Welcome Mailer

## HOW IT WORKS



- RECYCLE**  
Place all your recyclable materials into your RecycleBank cart for curbside pick-up
- RECORD**  
The recycling carts have an identification tag that is recorded by the recycling trucks
- REWARD**  
The amount recycled is converted to RecycleBank Points, which can be used to order rewards



## RecycleBank® & Cherry Hill invite you to recycle in a whole new way.

Redeeming your RecycleBank Points is just like ordering items online or placing a catalog order. Log on to your account at RecycleBank.com, or call our Customer Care center (888.727.2978), to find out how many RecycleBank Points you have to "shop" for your rewards. Choose your favorite rewards and place your order. RecycleBank mails your Reward Mailer to your home for arrival in 2 to 3 business days. For online rewards, we instantly email you a reward promo code and redemption instructions.

Learn more and activate your account at [www.RecycleBank.com](http://www.RecycleBank.com). If you need help getting started, please give us a call 888.727.2978




Envelope Insert

## The City of Hartford, in partnership with RecycleBank, is rewarding you for recycling!

**Activation is easy!** Go to [www.RecycleBank.com](http://www.RecycleBank.com), click on "Activate your account" or call 888.727.2978. You will need your activation code which was sent to you in the mail. If you do not have your activation code, Customer Care will assist you.

**Activate your account to start earning rewards and receive 40 FREE Points!**  
 Here is a list of participating retailers who will reward you for recycling!



Find retailers who are already redeeming their Points for rewards from the following local and national businesses:  
**Stark's, Corvus Restaurant, Subway, G-Town, Capital Hardware and Target.com**



## La Ciudad de Hartford con la asociación de RecycleBank te recompensa por reciclar!

**Activar tu cuenta es muy fácil.** Dirígete a [www.RecycleBank.com](http://www.RecycleBank.com) y haz clic en "Activar tu cuenta" o llama al 888.727.2978. Necesitas tu código de activación que te enviamos en un correo electrónico. Si no tienes tu código de activación, el equipo de Atención al Cliente te ayudará.

**Recuerda que debes activar tu cuenta para poder empezar a reciclar y recompensarte de RecycleBank. Si activas tu cuenta hoy recibirás 40 Puntos Gratis!**  
 Aquí tienes una lista de comercios participantes que te recompensarán por reciclar.



Encuentra comercios que ya están redimiendo sus Puntos por recompensas de los siguientes negocios locales y nacionales:  
**Stark's, Corvus Restaurant, Subway, G-Town, Capital Hardware y Target.com**



Bilingual Handouts

# WE OFFER POWERFUL REPORTING TOOLS

Total RecycleBank Reward Points Earned (Curbside) Per Week  
Monday, December 15, 2008 - Thursday, January 15, 2009



## Customer Service Activity Report - Municipality

Generated On 2/9/2009 @ 12:37:36PM

For The Period Starting 1/26/2009 Ending 2/2/2009

Report Description : Captures all activities that occur within the specified time period and the states.

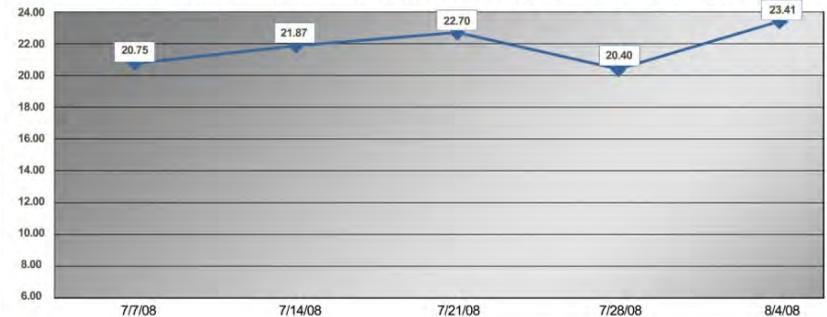
Municipality	Type	Sub Type	Total Activities
Wilmington:238			14112000
Closed:286			
Account			4
Account	Add Contact		27
Account	Address Change		11
Account	Balance Inquiry		22
Account	Log In		27
Account	New Setup		10
Collections	Not Collected		3
Correspondence	Activation Mailer		7
Correspondence	Non Recycler		3
Correspondence	Other		7
Correspondence	Rewards List		28
Credit	Complaint		2
Credit	Missed		13
General	Container Delivery Question		4
General	General		19
Reward	Did Not Receive		9
Reward	External Fulfillment Question		9
Reward	Online Reward Question		2
Reward	Place Order		66
Reward	Question or Complaint		17
Reward	Unsubscribe		4
Open:3			
Account	Balance Inquiry		2
General	Materials		1

- Participation
- Weights
- Route Reporting
- Redemption Behavior

Average lbs Collected Per Set-Out  
Monday, July 7, 2008 - Monday, August 4, 2008



LBS Per Set-Out=Total LBS collected divided by number of carts "tipped"



	7/7/08	7/14/08	7/21/08	7/28/08	8/4/08
Sample					
Carts Tipped	18,151	18,378	18,590	18,224	18,728
Pounds Recycle	376,633	401,926	421,993	371,769	438,422
Pounds Per Set-Out	20.75	21.87	22.70	20.40	23.41

# IN THE NEWS



Chosen as a 2009  
Technology Pioneer  
*World Economic Forum*



2009 Champion of the earth  
*United Nations Environment Programme*



Chosen as 1 of the 20 ideas  
changing the world  
*Plenty Magazine*



Featured as one of the 11  
Great Green Ideas  
*Fortune Magazine*



Outstanding Recycling  
Innovation Award  
*National Recycling Coalition*



SVN Innovation Award  
*Social Venture Network*



*The New York Times*



TIME



sundance  
CHANNEL



Newsweek



Forbes®



**“Everybody Wins”**  
*Forbes Magazine*

**INCREASE RECYCLING**

**LOCAL ECONOMIC VALUE**

**ENVIRONMENTAL LEADERSHIP**



**RecycleBank®**

 **REPUBLIC**  
SERVICES, INC.™

## Pricing – Option A – RecycleBank Program

### Trash Service

2x's per week take-all                      \$ 7.15

### Option 1

1x per week recycle carts                      \$ 4.52

Total Including Trash                      \$11.67

### Option 2

EOW recycle carts                              \$ 3.62

Total Including Trash                      \$10.77

Option 1 or Option 2 will require extending the current contract until 12/31/2016

## Price Increase – Option B

### Trash Service

**CPI – 0.41% + Disposal 1.91%**

**Total Impact to Residents \$0.17 per month**

### Recycle Service

**CPI - 0.41%**

**Total Impact to Residents \$.01 per month**

**Commercial Impact will be 2.33% Increase per month**

2010 Bedford was given the option to decrease pricing based on CPI by 0.46%



# Council Work Session

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## PRESENTER:

John F. Kubala, P.E., Public Works Director

## ITEM:

Report on flooding at the intersection of Glenda Drive and Patricia Lane

## DISCUSSION:

The City was contacted by the resident living at the intersection of Glenda Drive and Patricia Lane about her home being flooded "...approximately three times over the past 5 years." A copy of the property owner's correspondence is attached for Council's information. Staff has not been informed of any other properties being flooded in this area. Staff has investigated the possibility of installing a drainage system in this area.

The Master Drainage Study Supplemental Submittal, January 18, 2002 identified a storm sewer system in this area. A notation in the study said "The proposed storm system on Glenda Drive was graphically added to the plates for the Master Drainage Study based on drawings provided by others. HNTB takes no responsibility for the quality of this design by others. In addition, HNTB does not endorse the analysis or conclusions reached by others in recommending this design." We have been unable to determine who performed the study. That system consists of 36" to 66" Reinforced Concrete Pipe (RCP) in Glenda Drive and Patricia Lane and an 8'x4' culvert to outfall into an open channel. Approximately 1,700 linear feet of the system lies within the City of Hurst. This system is shown on the attached Plates 11 & 12. The Engineer's Opinion of Probable Construction Costs (OPCC) is \$2,327,423 as shown on the attached OPCC #1.

An alternative system would involve installing 36" to 66" RCP to outfall into an open channel. This would eliminate the box culvert and increase the length of 66" RCP. Approximately 1,500 linear feet of the system lies within the City of Hurst. The Engineer's OPCC is \$1,701,495 as shown on the attached OPCC #2. This and the alternative above would involve the City of Hurst's agreement to extend the system in their City Limits.

Staff has developed a third alternative that would help alleviate, but not entirely solve, the problem. A 100-year rain would still flood the property. This solution should suffice to protect the property up to a 10-year rain. This project would involve installing three curb inlets at the intersection of Glenda Drive and Patricia Lane and 24" RCP in Glenda Drive from Patricia Lane to Pipeline Road. The Engineer's OPCC \$193,116 is shown on the attached OPCC #3. This alternative would also involve the City of Hurst's agreement to connect to the system in their City Limits.

## RECOMMENDATION:

If the City Council wishes to proceed with the smaller project, we would recommend that City Council authorize the staff to proceed with the design of the project at this time. The estimated cost of the design should not exceed \$20,000. Funding for the project construction would have to come from a future Capital Improvements Program (CIP).

## FISCAL IMPACT:

\$20,000 from the FY 10-11 Stormwater budget.

Funding for the construction of all three alternatives would have to come from a future CIP.

Date: 04/12/11

\_\_\_\_\_ City Manager Review

**ATTACHMENTS:**

**Brenda Bauer Correspondence  
Plates 11 & 12  
OPCC#1  
OPCC#2  
OPCC#3**

03/02/2011

Mr. Story,

I am contacting you for help. I live at 820 Glenda Drive, Bedford, I am on the corner of Glenda and Patricia. I have had water in my garage, living room, laundry room approximately three times over the past 5 years. The last time I filed a claim with the City of Bedford, because it ruined my wood floor, the times before it was on carpet which we just dried out. My claim was denied, the amount to replace my floor will be \$5900.00 When I first moved in I had water in the garage a couple of times, but not in the house, it seems to be getting worse.

I know we need more storm sewers on our street, we only have the one at the end of Glenda at Pipeline and it is not enough to handle the water. The water flows from the cross streets into Glenda and it really builds up at my corner and floods back into my driveway and garage. Now I had contacted Mr. Kubala last year and he admits there is a problem but he said no funds to fix it. I notice a lot of work has been done around our area, such as Ravenswood, which I counted storm drains there and it was up in the teens in a 3 block area.

Could you please tell me if there are plans to work on Glenda & Patricia in the near future, I know a couple of my neighbors on Patricia have also had water in their garages. This has been very discouraging for me, because there is really nothing I can do to prevent the problem.

I have a picture of a car parked in front of my house, and the water was up to the hood of the car, and you couldn't even see the street, very dangerous if a child were to get caught in that, they would be washed down the street.

I would appreciate your thoughts on this.

Thank You  
Brenda Bauer  
820 Glenda Drive  
Bedford TX 76022





## Engineer's Opinion of Probable Construction Costs #1

**Owner** City of Bedford  
**Project** Glenda Lane Storm Drain Improvements  
**Date** March 14, 2011  
**Estimator** Jeff Ground, PE, LEED AP

**Project Description:**

The Glenda Lane storm drain improvements are reflected on Plates 11 & 12 in the Storm Drainage Master Plan. The new system consists of 36-in to 66-in RCP in Glenda Lane and Patricia Drive and 8-ft x 4-ft box culvert to outfall into an open channel. Approximately 1,700 LF of the system lies within the Hurst city limits.

**Assumptions:**

1/2 Street repair width 11-ft; ROW 11 feet  
 Existing 24-in (City of Hurst) Storm System in Pipeline Rd.

Item No.	Description	Quantity	Units	Unit Cost	Amount
1	Mobilization	1	LS	\$20,000.00	\$20,000.00
2	SWPPP	1	LS	\$5,000.00	\$5,000.00
3	10-ft Curb Inlet	16	EA	\$3,300.00	\$52,800.00
4	21-in RCP Laterals	320	LF	\$40.00	\$12,800.00
5	27-in RCP	375	LF	\$60.00	\$22,500.00
6	36-in RCP	384	LF	\$80.00	\$30,720.00
7	54-in RCP	470	LF	\$150.00	\$70,500.00
8	60-in RCP	430	LF	\$175.00	\$75,250.00
9	66-in RCP	450	LF	\$200.00	\$90,000.00
10	6-in Waterline Adjustments	12	EA	\$7,000.00	\$84,000.00
11	1-in Water Service Adjustments	21	EA	\$250.00	\$5,250.00
12	8 x 4 Box Culvert (open field)	450	LF	\$300.00	\$135,000.00
13	8 x 4 Box Culvert (street)	440	LF	\$400.00	\$176,000.00
14	8 x 4 Box Culvert (parking lot)	1,640	LF	\$350.00	\$574,000.00
15	Outfall Structure-Headwall	1	EA	\$20,000.00	\$20,000.00
16	10-ft SD Manhole	9	EA	\$8,000.00	\$72,000.00
17	8-ft SD Manhole	1	EA	\$6,000.00	\$6,000.00
18	6-ft SD Manhole	2	EA	\$4,500.00	\$9,000.00
19	5-ft SD Manhole	1	EA	\$3,500.00	\$3,500.00
20	Trench Safety - Pipe	2,429	LF	\$1.50	\$3,643.50
21	Trench Safety - Box Culvert	2,530	LF	\$3.00	\$7,590.00
22	Traffic Control	1	LS	\$5,000.00	\$5,000.00
23	Block Sod	810	SY	\$5.00	\$4,048.33
24	Hydromulch Seeding	1,000	SY	\$1.50	\$1,500.00
25	Street Repair (11' Width)	6,061	SY	\$36.00	\$218,196.00
26	Service lines-WL Adjust (paving)	121	SY	\$30.00	\$3,630.00
27	Curb & Gutter	60	LF	\$15.00	\$900.00

Subtotal \$1,708,827.83  
 20% Contingency \$341,765.57

Total \$2,050,593.40

Construction Material Testing 1.5% \$30,758.90  
 Engineering & Surveying & Program Mgmt. 12.0% \$246,071.21

**Project Total \$2,327,423.51**

## Engineer's Opinion of Probable Construction Costs #2

**Owner** City of Bedford  
**Project** Glenda Lane Storm Drain Improvements - Alternate Alignment  
**Date** March 14, 2011  
**Estimator** Jeff Ground, PE, LEED AP

**Project Description:**

The Glenda Lane storm drain improvements are reflected on Plates 11 & 12 in the Storm Drainage Master Plan. The new system consists of 36-in to 66-in RCP in Glenda Lane and Patricia Drive and 8-ft x 4-ft box culvert to outfall into an open channel. This alternate alignment eliminates the box culvert and increases 66-in RCP. Approximately 1,500 LF of the system lies within the Hurst city limits.

**Assumptions:**

1/2 Street repair width 11-ft; ROW 11 feet  
 Existing 24-in (City of Hurst) Storm System in Pipeline Rd. replaced with this alignment

Item No.	Description	Quantity	Units	Unit Cost	Amount
1	Mobilization	1	LS	\$20,000.00	\$20,000.00
2	SWPPP	1	LS	\$5,000.00	\$5,000.00
3	10-ft Curb Inlet	16	EA	\$3,300.00	\$52,800.00
4	21-in RCP Laterals	320	LF	\$40.00	\$12,800.00
5	27-in RCP	375	LF	\$60.00	\$22,500.00
6	36-in RCP	384	LF	\$80.00	\$30,720.00
7	54-in RCP	470	LF	\$150.00	\$70,500.00
8	60-in RCP	430	LF	\$175.00	\$75,250.00
9	66-in RCP	2,250	LF	\$250.00	\$562,500.00
10	6-in Waterline Adjustments	12	EA	\$7,000.00	\$84,000.00
11	1-in Water Service Adjustments	27	EA	\$250.00	\$6,750.00
12	8 x 4 Box Culvert (open field)	0	LF	\$300.00	\$0.00
13	8 x 4 Box Culvert (street)	0	LF	\$400.00	\$0.00
14	8 x 4 Box Culvert (parking lot)	0	LF	\$350.00	\$0.00
15	Outfall Structure-Headwall	1	EA	\$15,000.00	\$15,000.00
16	10-ft SD Manhole	0	EA	\$8,000.00	\$0.00
17	8-ft SD Manhole	5	EA	\$6,000.00	\$30,000.00
18	6-ft SD Manhole	2	EA	\$4,500.00	\$9,000.00
19	5-ft SD Manhole	1	EA	\$3,500.00	\$3,500.00
20	Trench Safety - Pipe	4,229	LF	\$2.00	\$8,458.00
21	Trench Safety - Box Culvert	0	LF	\$3.00	\$0.00
22	Traffic Control	1	LS	\$10,000.00	\$10,000.00
23	Block Sod	1,410	SY	\$5.00	\$7,048.33
24	Hydromulch Seeding	0	SY	\$1.50	\$0.00
25	Street Repair (11' Width)	5,169	SY	\$36.00	\$186,076.00
26	Service lines-WL Adjust (paving)	143	SY	\$30.00	\$4,290.00
27	Curb & Gutter	60	LF	\$15.00	\$900.00

Subtotal	\$1,217,092.33
20% Contingency	\$243,418.47

Total	\$1,460,510.80
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Construction Material Testing	1.5%	\$21,907.66
Engineering & Surveying & Program Mgmt.	15.0%	\$219,076.62

<b>Project Total</b>	<b>\$1,701,495.08</b>
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### Engineer's Opinion of Probable Construction Costs #3

**Owner** City of Bedford  
**Project** Glenda Lane at Patricia Drive Storm Drain Improvements  
**Date** March 18, 2011  
**Estimator** Jeff Ground, PE, LEED AP

**Project Description:**  
 The Glenda Lane at Patricia Drive storm drain improvement is modified from the system reflected on Plate 12 in the Bedford Storm Drainage Master Plan. The proposed modified system consists of three curb inlets and 24-in RCP in Glenda Lane from Patricia Drive to Pipeline Road. The proposed system will outfall into existing City of Hurst curb inlets on Glenda Lane at Pipeline Road.

**Assumptions:**  
 Exist. W and 2X WW - locate SD under east curb line 5 ft St. repair width  
 Existing 24-in (City of Hurst) Storm System in Pipeline Rd. (per Roger Doddy)

Item No.	Description	Quantity	Units	Unit Cost	Amount
1	Mobilization	1	LS	\$5,000.00	\$5,000.00
2	SWPPP	1	LS	\$5,000.00	\$5,000.00
3	10-ft Curb Inlet	3	EA	\$3,300.00	\$9,900.00
4	18-in RCP Laterals	160	LF	\$38.00	\$6,080.00
5	24-in RCP Trunk Main	840	LF	\$58.00	\$48,720.00
10	6-in Waterline Adjustments	3	EA	\$5,000.00	\$15,000.00
11	1-in Water Service Adjustments	5	EA	\$250.00	\$1,250.00
12	Tie to Exist. Inlet	2	EA	\$750.00	\$1,500.00
19	4-ft SD Manhole	3	EA	\$3,000.00	\$9,000.00
20	Trench Safety - Pipe	1,000	LF	\$1.50	\$1,500.00
22	Traffic Control	1	LS	\$3,000.00	\$3,000.00
23	Block Sod	250	SY	\$5.00	\$1,250.00
25	Street Repair	556	SY	\$36.00	\$20,000.00
26	Parking Lot Repair	111	SY	\$30.00	\$3,333.33
27	Curb & Gutter	880	LF	\$10.00	\$8,800.00

	Subtotal	\$139,333.33
	20% Contingency	\$27,866.67
	Total	\$167,200.00
Construction Material Testing	1.5%	\$2,508.00
Engineering & Surveying & Program Mgmt.	14.0%	\$23,408.00
<b>Project Total</b>		<b>\$193,116.00</b>



# Council Agenda Background

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**PRESENTER:**

Mayor Story

**ITEM:**

Proclamation declaring April 2011 as Safe Digging Month.

**DISCUSSION:**

Patrice Kleypas of the Public Works Department will be on hand to accept this proclamation.

**RECOMMENDATION:**

N/A

**FISCAL IMPACT:**

N/A

**ATTACHMENTS:**

Proclamation



CITY OF  
**BEDFORD**

# Proclamation

*WHEREAS, each year underground utility infrastructure is jeopardized by unintentional damage by those who fail to call 8-1-1 – the national call-before-you dig number - to have underground lines located prior to digging. Undesired consequences such as service interruption, damage to the environment, personal injury and even death are the potential risk; and*

*WHEREAS, professional excavators and homeowners can save time and money while keeping everyone safe and connected by making one simple call to 8-1-1 in advance of any digging project; waiting the required amount of time; respecting the marked lines by maintaining visual definition throughout the course of the excavation; and digging with care around the marks.*

*NOW, THEREFORE, let it be known that I, Jim Story, Mayor of the City of Bedford, and the City Council do hereby proclaim the month of April, 2011 as:*

## ***National Safe Digging Month***

*in Bedford and encourage excavators and homeowners throughout the city to always call 8-1-1 before digging. Safe digging is no accident.*

*In witness whereof, I have hereunto set my hand and caused the seal of the City of Bedford to be affixed this  
12th day of April, 2011.*

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JIM STORY MAYOR  




# Council Agenda Background

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## PRESENTER:

Michael Boyter, Beautification Commission Chairperson  
Don Henderson, Parks Superintendent

## ITEM:

Consider a resolution authorizing the Beautification Commission to recognize Lupe's Tex-Mex Grill, for maintaining, improving, and/or keeping their property visually attractive to the community.

## DISCUSSION:

The Beautification Commission recommends the recognition of Bedford establishments for their contribution to the beautification of Bedford through keeping their property maintained with the highest of standards. The City appreciates the visual appeal and well-maintained landscape of these properties.

<u>Property/Establishment</u>	<u>Category</u>	<u>Comments</u>
Lupe's Tex-Mex Grill 2200 Airport Fwy Suite 505	Overall Appearance	They have an impossible space with concrete all around yet they incorporate sculpture, plantings and soft music for patrons to enjoy.

If approved, the award is scheduled to be presented on Saturday, April 23, 2011. In addition, awards will be presented to two businesses that were previously approved at the November 23, 2010 Council meeting, Chamy Investments, 2128 L. Don Dodson and Homewood Suites Hotel, 2401 Airport Fwy.

## RECOMMENDATION:

Staff recommends the following motion:

Approval of a resolution authorizing the Beautification Commission to recognize Lupe's Tex-Mex Grill for maintaining, improving, and/or keeping their property visually attractive to the community.

## FISCAL IMPACT:

Funding: Beautification Fund

## ATTACHMENTS:

Resolution

**RESOLUTION NO. 11-**

**A RESOLUTION AUTHORIZING THE BEAUTIFICATION COMMISSION TO RECOGNIZE A BEDFORD BUSINESS, LUPE'S TEX-MEX GRILL, FOR MAINTAINING, IMPROVING, AND/OR KEEPING THEIR PROPERTY VISUALLY ATTRACTIVE TO THE COMMUNITY.**

**WHEREAS, the Bedford Beautification Commission has nominated Lupe's Tex-Mex Grill for the Business Recognition Award based on observations, discussions and comments of the Commission members; and,**

**WHEREAS, a Certificate of Recognition will be signed by the Mayor, the Community Services Department, and the Bedford Beautification Commission Chairperson; and,**

**WHEREAS, the award is scheduled to be presented on Saturday, the 23rd day of April 2011.**

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BEDFORD, TEXAS:**

**SECTION 1. That the City Council does hereby authorize the Bedford Beautification Commission to award Lupe's Tex-Mex Grill a Certificate of Recognition for Overall Appearance and for being visually attractive to the community.**

**PASSED AND APPROVED this 12<sup>th</sup> day of April 2011, by a vote of \_\_\_ ayes, \_\_\_ nays and \_\_\_ abstentions, at a regular meeting of the City Council of the City of Bedford, Texas.**

\_\_\_\_\_  
**Jim Story, Mayor**

**ATTEST:**

\_\_\_\_\_  
**Michael Wells, City Secretary**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
**Stan Lowry, City Attorney**



# Council Agenda Background

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## PRESENTER AND ITEM:

- Vernon Dede, 2812 Central Drive, Bedford, Texas 76021- Requested to speak to the Council regarding how good the Bedford Police and Fire Departments are.

## DISCUSSION:

N/A

## RECOMMENDATION:

N/A

## FISCAL IMPACT:

N/A

## ATTACHMENTS:

Letter of Request

3/31/11

VERNON DEDD

↳ OWNER KWIK KAR - BEDFORD

2812 CENTRAL DR

CELL 817 915 8388

I WOULD LIKE TO SPEAK UNDER PERSON TO BE HEARD  
AT COUNCIL Mtg 4/12/11 ABOUT HOW GOOD BEDFORD  
POLICE + FIRE DEPT IS.





# Council Agenda Background

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**PRESENTER:**

Michael Wells, City Secretary

**ITEM:**

Consider approval of the following City Council minutes:  
a) March 22, 2011 regular session

**DISCUSSION:**

N/A

**RECOMMENDATION:**

N/A

**FISCAL IMPACT:**

N/A

**ATTACHMENTS:**

Minutes

**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 March 2011 with the following members present:

Jim Story	Mayor
Chris Brown	Council Members
Roger Fisher	
Jim Griffin	
Roy Savage	
Roy W. Turner	

Constituting a quorum.

Councilman Champney was not present at tonight's meeting.

Councilman Turner arrived at 5:35 p.m.

Staff present included:

Beverly Queen Griffith	City Manager
David Miller	Deputy City Manager
Stan Lowry	City Attorney
Michael Wells	City Secretary
Roger Gibson	Interim Police Chief
John Kubala	Public Works Director
Mirenda McQuagge-Walden	Managing Director of Community Services
Bill Syblon	Development Director
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 placing the following items on consent: 8, 9, 10, 12, 13, 14, and 15 and to table Item 11.

- **Presentation by Robert Hinkle with NTE regarding the S.H. 183 expansion.**

Robert Hinkle with NTE presented information regarding the S.H. 183 expansion. He appreciated Council allowing NTE to come and give this update. He apologized and took full responsibility for not updating Council regarding the design evolution for the east segment of the highway, specifically the elevated managed lanes coming down to grade. He had asked City staff to hold off on formal presentation regarding the design but then the Star-Telegram made the formal presentation for them. He stated that NTE has developed a good relationship with the City staff involved in the project and that they are the key to bringing the project to fruition in the stated time frame.

Mr. Hinkle then presented information regarding the highway expansion. The project involves the rebuilding of the infrastructure of the 13.5 miles of highway and the addition of expanded frontage roads

and managed lanes in the middle. The managed lanes would help investors in the project recoup their investment as well as to allow commuter traffic to get through the corridor as quickly as possible. He stated that the right-of-way process has led to the hiring of between 250-300 employees and contractors which has a good economic impact for the area. NTE took over operations and maintenance of the corridor beginning on May 1, 2010 and that there has been a lot of activity since that time. They have developed good relationships with the cities, especially emergency responders managing what is going on in the corridor. They make sure that traffic keeps moving and that areas being worked on are safe on a daily basis.

In regards to the right-of-way process, Mr. Hinkle explained that the first piece of right-of-way was purchased back in 1999. Currently, there are still over 300 parcels to be acquired. Every property owner has been notified and given a package. 50% of the offers have been accepted, some are currently being negotiated while others have moved to the condemnation process. The right-of-way process is critical in getting mobility enhanced and it is important to work with the cities in helping them protect the interests of businesses and residences. Utility relocation goes hand-in-hand with the right-of-way acquisition. After property is acquired, the first thing that has to be done is pipelines and utility lines must be moved prior to construction.

Lara Kohl, public relations for Bluebonnet Contractors, spoke to the Council regarding the aesthetics for the highway. She stated that over the past 12-18 months, a committee comprised of representatives from all the cities, the county and DFW Airport has discussed how the corridor will look. There will be one more meeting to finalize the plan and then it will be ready for public review. In regards to traffic management, she explained that there has not been a significant impact as of yet. An electronic animation of the highway is available on the project's website.

Ms. Kohl then discussed the design process. More than 300 people attended a public meeting on February 17 which was the final public involvement in approving the design optimization. The new design of the highway, with the managed lanes taken down to the existing roadway, fits into the same right-of-way footprint as the original design. This was achieved by modifying the space between roadways and taking out some green space. No new rights-of-way will need to be acquired.

Ms. Kohl explained that they are contractually obligated to keep traffic moving over the next five years. There are to be no lane closures during peak travel times. The bulk of the construction will be done at night. Major cross streets are not allowed to be closed and will be constructed piece by piece. Minor crossings will be closed with City-approved detours. There are also "black-out" days whereby construction cannot interfere with traffic on major holidays. She then presented a comparison between current entrances and exits to and from the highways to the entrances and exits to and from the new general purpose and managed lanes.

Ms. Kohl then spoke about projects that are being done during Q1 of the construction. This includes the Murphy Drive and Westpark Way connection which will be closed within the next four weeks. Work is also being done at the I-35 and I-820 interchange, which does not impact traffic. Also, the bridge at Hurstview Drive will be closed for a complete reconstruction possibly this summer once school has let out. On the west segment, there has been earthwork at the I-35 and I-820 interchange and tree removal and movement of traffic in the Big Fossil Creek area. On the east segment, there will be the removal of tree stumps and utility relocation in the Plainview area. She said the best way for citizens to stay informed about what is going on with the project is to sign up for e-alerts regarding lane closures.

Mr. Hinkle and Ms. Kohl generally answered questions from Council. They explained that the change in design did not lead to huge savings in regards to aesthetics. A final estimate is currently being worked on and if there are savings, they will bring that back to the cities. Many of the aesthetic changes will be to the retaining walls. By 2032, there will be a need to add an additional lane on both the eastbound and westbound lanes of the highway which still fits into the current footprint. In regards to assisting businesses, they are working with Development Director Bill Syblon and Deputy City Manager David Miller as well as the Traffic Management Committee on both signage and maintaining entries and exits. The width of the lanes was not reduced and standard shoulders were maintained with the new design. Instead, space was reduced between different road segments and between the highway and frontage roads which was not optimal for landscaping anyway. In regards to a timeframe, it was explained that

the project has a dynamic schedule but that they do not anticipate an impact in Bedford for another year. Steve Hankins from NTE explained that the lanes will be at the desirable 12' width and have state standard shoulders. Ms. Kohl and Mr. Hinkle explained that the best contact information is through the Public Information Center at northtarrantexpress.com. They would also be available to make similar type presentations to citizen groups and have agreed to hold monthly update meetings with City staff. Finally, from a safety standpoint, having the managed lanes at grade level will actually make it a safer corridor per the public safety responders they have contacted.

There was discussion regarding sound wall issues specifically for Kentwood Circle. Several citizens have requested that the entrance from the frontage road to Kentwood Circle be closed and the sound wall barrier extended across. It was explained that this was a City issue since NTE cannot impede on a City ingress or egress. Deputy City Manager David Miller stated that staff is working with NTE to see if this is feasible from a safety standpoint. Mr. Hankins stated that the design of the sound barrier is a pre-cast panel type of wall and he does not see a problem filling the gap. Heights on sound walls vary depending on the noise analysis but they average about nine feet tall.

- **Presentation regarding amendment to the following sections of the City of Bedford Sign Ordinance: Chapter 6, "Advertising," Section 6-6 "Definitions," Section 6-69 "General Regulations," Section 6-70 "Special Sign Types," and Section 6-71 "Permanent Sign."**

Development Director Bill Syblon presented information regarding this draft ordinance. At a recent Council work session, Council identified several components of the ordinance that they wanted reviewed, including monument and pole signs as well as temporary and real estate signs. Staff decided to bring amendments regarding multi-tenant properties first and if those amendments are accepted, they can be brought to the upcoming International Council of Shopping Centers event in May to promote those changes as being business friendly. In short, the proposed amendments tonight only apply to permanent signs.

Currently, the ordinance limits the number of pole and pylon signs to one sign per platted parcel. Input from businesses and staff shows that this creates a burden on properties with multiple tenants. The proposed solution is to have the number of signs permitted to be determined by the amount of street frontage with the limitation that they cannot be placed closer than 50 feet to each other. Also, signs would have to be at least five feet away from the property line of the platted property so on adjacent properties, signs could not be closer than 10 feet. An additional amendment is for pylon signs to have no maximum area. Currently, only 200 square feet of signage is allowed, so businesses are only utilizing the top portion of the pylon. The amendment will allow them to utilize the whole pylon down to the ground. One caveat is that the width of the sign cannot exceed more than 50% of the height. One other change is increasing the maximum height of monument signs from seven to eight feet. Finally, staff is morphing the ordinance into more of a paragraph and text form which would allow it to be more definitive on regulations.

Council discussed various changes to the draft ordinance including moving towards having predominantly monument signs, having the same type of signs on a piece of property, increasing the minimum distance between signs to 150 feet, listing in order the preference on the types of signs and incentivizing businesses for replacing their signs which would allow more scrutiny on a given site. City Manager Beverly Queen Griffith stated that they staff will take this feedback from Council and present a new recommendation at the April 12, 2011 meeting.

Mayor Story adjourned the Work Session at 6:44 p.m.

### **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:**

- **Pursuant to Section 551.071, consultation with City Attorney regarding pending or contemplated litigation – The Oaks of Landera Apartments.**

Council convened into Executive Session pursuant to the Texas Government Code regarding Section 551.071, consultation with City Attorney regarding pending or contemplated litigation – The Oaks of Landera Apartments at approximately 7:49 p.m.

Council reconvened from Executive Session at approximately 7:55 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 6:30 P.M.**

The Regular Session began at 6:44 p.m.

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

Mayor Story called the meeting to order.

### **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.

### **OPEN FORUM**

Tom Grady, 736 Kentwood Circle – Mr. Grady stated that he has lived at this address for 36 years and he wanted to talk to Council regarding closing Kentwood Circle where it accesses the frontage road of 183. The noise from the highway has increased dramatically and he does not like going into his yard and it is even distracting in his house. With 12 lanes of traffic, the noise will increase more. A sound barrier will really help the problem; as it stands right now, the noise just funnels right in. He presented a petition from his neighbors on the 600-800 blocks of Kentwood Circle and adjacent homes on Queens Way to close the access to the highway and allow the noise wall to continue across the closed street. The petition is on file in the City Secretary's Office.

Bob Archer, 724 Kentwood Circle– Mr. Archer stated that he has lived at this location only a year. He also has other property along the highway on Rochester. He knew the highway would generate noise but he thought he could tune it out eventually; however, it is still very loud. Blocking off the street would significantly improve the situation. Bluebonnet Construction has stated that the current noise level is above 70db and the highway expansion would increase it by 3db, effectively doubling it. Mr. Archer also stated that the entrance from the freeway is not necessary as it is only used as ingress for people traveling west. Any first responder would go down Stonegate Drive. People traveling in the other direction could go down Brown Trail. It would also help from a safety standpoint in that it would eliminate extra merging traffic and traffic flow would be improved. Finally, the aesthetics from that road would be vastly improved by the sound barrier. In summary, the access road is absolutely unnecessary and putting up noise abatement would enhance the citizens' experience and preempt the 3db increase in the noise level.

Eric Grubbs, 310 Airport Freeway – Mr. Grubbs represents Grubbs Nissan. In regards to aesthetics, he wanted to know the progress on utility relocation and more specifically what is going to be above ground and what is going to be below ground. Public Works Director John Kubala stated that any underground utilities will remain underground. Some of the overhead utilities will remain overhead. There have been discussions with Oncor about relocating wires. Mr. Kubala explained that currently he is not sure if anything else is being moved underground but will follow up with Mr. Grubbs.

Rob Blanton, 716 Queens Way - Mr. Blanton stated that he is one of those being affected by the freeway expansion. The expansion would move the freeway 50 feet closer to the houses and that when the

expansion is done, there will be a total of 20 lanes. Lowering the managed lanes to grade will increase the noise at ground level. He was also concerned with the construction work being done at night since when they did soil samples in his area at 2:00 a.m., it woke his children up. He is asking that the street be closed off and a sound barrier put in as soon as possible. Deputy City Manager David Miller stated he will follow up with Mr. Blanton regarding his concerns.

Tom Adams, 2101 Stratford Drive - Mr. Adams stated that his concerns have already been addressed.

### **CONSIDER APPROVAL OF ITEMS BY CONSENT**

Motioned by Councilman Fisher, seconded by Councilman Brown to approve the following items by consent 8, 9, 10, 12, 13, 14 and 15 with the exception of Item 11 being tabled to the April 12 meeting.

Motion passed 6-0-0. Mayor Story declared the motion carried.

### **COUNCIL RECOGNITION**

#### **1. Proclamation declaring March 2011 as March for Meals Awareness Month.**

Mayor Story read a proclamation declaring March 2011 as March for Meals Awareness Month. Paula Clark accepted this proclamation on behalf of Meals on Wheels.

#### **2. Proclamation declaring April 2011 as Child Abuse Prevention Month.**

Mayor Story read a proclamation declaring April 2011 as Child Abuse Prevention Month. Center Coordinator Kim Rocha accepted this proclamation on behalf of Northeast Center of Alliance for Children.

#### **3. Proclamation recognizing the week of April 10 – 16, 2011 as National Crime Victims' Rights Week.**

Mayor Story read a proclamation recognizing the week of April 10-16, 2011 as National Crime Victims' Rights Week. Interim Police Chief Roger Gibson and Crime Victims Coordinator Kathy Haeker accepted this proclamation.

#### **4. Proclamation recognizing the week of April 10 – 16, 2011 as National Public Safety Telecommunicators Week.**

Mayor Story read a proclamation recognizing the week of April 10-16 as National Public Safety Telecommunicators Week. Interim Police Chief Roger Gibson and Communications Supervisor Amy James accepted this proclamation.

#### **5. Recognition of Detention Officer Teresa McGill for a Bedford Employee Commitment Award (BECA).**

Detention Officer Teresa McGill was recognized with the Bedford Employee Commitment Award in going above and beyond the call of duty by coordinating a clothing and household items drive for victims of an apartment fire located in the City of Bedford in January of this year.

#### **6. Employee Service Recognition.**

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

Robert Carrizales, Public Works – 5 years of service  
Robert "Bobby" LaPenna, Police Department – 10 years of service  
Kim Bruno, Administrative Services – 10 years of service

## **PERSONS TO BE HEARD**

**7. The following individuals have requested to speak to the Council tonight under Persons to be Heard.**

- **Rickey E. Thompson, 2136 Murphy Drive, Apt 1603, Bedford, TX 76021- Requested to speak to the council regarding code compliance and Windmill Terrace Apartments.**

Ricky E. Thompson, 2136 Murphy Drive, Apt 1603, Bedford, TX 76021 spoke regarding code compliance and the Windmill Terrace Apartments. He stated that he moved into the complex on August 4 and has had to continually call code compliance on them. He had no hot water and limited use of his toilet. Inspections Manager Tommy Peterson has come out and been very cordial but did not write down when sewage was coming up under his kitchen sink. He also made a call into Code Enforcement Officer Melissa Polson in December. He has never been in an apartment complex like this and never had to call code compliance before. One of the reasons he came tonight is that the dumpster behind the complex overfills every weekend and trash goes into the creek. Eventually, the creek is going to get plugged up and there will be a flood. There is also an open trench at 1711 as the complex has been working on the water. Mr. Thompson also presented complaints from other residents and stated that he has filed a lawsuit against the complex. He wanted to let Council know how they run their complex. Finally, he would like to see an ordinance requiring separate water meters for apartment complexes since he is forced to share a meter and that is not fair.

Building Inspector Russell Hines stated that staff has been working with the apartment complex since July 22 after a multi-family inspection identified several deficiencies. In August, staff made the complex aware of these deficiencies and when staff saw a lack of interest in fixing them, issued three citations. The deficiencies were then resolved. The boiler system is old and substandard. The State was called out to do an inspection and give guidance to the complex in regards to repairing or replacing the boiler. Also, the complex has started giving notifications to tenants when they will be shutting the water off. Citations have not been issued because the complex keeps trying to fix the issue. Code Enforcement told the complex last week that they are responsible for the creek and has told them to police the area every morning to keep trash out of the creek.

## **APPROVAL OF THE MINUTES**

**8. Consider approval of the following City Council minutes:**

- a) **March 8, 2011 regular meeting**

This item was approved by consent.

## **NEW BUSINESS**

**9. Consider an ordinance amending Chapter 22 by repealing Article III "International Building Code", Article IIIa "International Residential Code for One and Two Family Dwellings," Article IIIb "International Energy Conservation Code," Article IV "Plumbing; Irrigation," Article V "Gas Code," Article VI "Mechanical Systems" of Chapter 22 "Buildings and Building Regulations," and replacing it with Article III International Codes/Amendments inclusive of the International Building Code 2009 Edition, International Residential Code 2009 Edition, International Mechanical Code 2009 Edition, International Plumbing Code 2009 Edition, International Fuel Gas Code 2009 Edition, International Energy Conservation Code 2009 Edition, International Property Maintenance Code 2009 Edition; making local amendments to each of the International Codes adopted; providing a savings clause and an effective date.**

This item was approved by consent.

**10. Consider an ordinance amending Chapter 22 of the City of Bedford Code of Ordinances, "Building and Building Regulations" by repealing Ordinance No. 08-2914 entitled "Article VII**

**Electrical Code” and creating a new “Article IV National Electrical Code” providing for the adoption of the National Electrical Code, 2011 edition.**

This item was approved by consent.

**11. Consider an ordinance amending Chapter 2 “Administration,” Article IV “Boards, Commissions, and Committees” of the City of Bedford Code of Ordinances by the addition of Division 5 hereby named the “Cultural Commission;” repealing all ordinances in conflict herewith; containing a savings clause and declaring an effective date.**

This item was tabled to the April 12, 2011 meeting.

**12. Consider a resolution authorizing the City Manager to enter into a contract with Western Enterprises for the 2011 4thFest Fireworks Program in the amount of \$29,000.**

This item was approved by consent.

**13. Consider a resolution authorizing the City Manager to enter into a lease agreement for one year with the Tejanos Soccer Club for the purposes of conducting practices at the Stormie Jones soccer fields.**

This item was approved by consent.

**14. Consider a resolution authorizing the City Manager to enter into a lease agreement for one year with Tri-Cities Baseball for the purposes of having league games at the baseball fields at the Boys Ranch Park.**

This item was approved by consent.

**15. Consider a resolution authorizing the addition of the following employee personnel policy:**

- **VI (While at Work) Social Media**

This item was approved by consent.

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

- ✓ **Animal Control Board- Councilman Griffin**

No report was given.

- ✓ **Animal Shelter Advisory Board- Councilman Griffin**

No report was given.

- ✓ **Beautification Commission- Councilman Turner**

Councilman Turner recognized Beautification Chairperson Michael Boyter and reminded the citizens that Chunk Your Junk Day is this Saturday.

- ✓ **Community Affairs Commission- Councilman Fisher**

No report was given.

- ✓ **Library Board- Councilman Brown**

Councilman Brown reported that the Board met last week. The Library Satisfaction Survey is on-line through the end of March. He invited citizens to Breakfast with the Easter Bunny on Saturday, April 9 starting at 9:30 a.m. Tickets are available at the Information Desk for \$5.00.

Mayor Story requested that after 60 or 90 days or so, that the Library gives a status report on how many people are coming through the Library and how many books are being checked out compared to the same period last year.

✓ **Parks & Recreation Board- Councilman Griffin**

Councilman Griffin reminded Council that the grant application has been submitted and they should hear back about it in July.

✓ **Senior Citizen Advisory Board- Councilman Savage**

No report was given.

✓ **Teen Court Advisory Board- Councilman Champney**

No report was given.

**17. Council member reports**

✓ **Councilman Brown- Report on Tarrant County Day.**

Councilman Brown gave a report on Tarrant County Day in Austin which he attended with about 100 other people from the County from March 2 to March 3. There was a reception Wednesday night with breakfast the next morning and a trip to the Capitol Building. He met with a number of legislators and spoke about the City's concerns on graffiti removal and TxDOT's handling of access roads in Bedford. He spoke about Parks and Wildlife grants and the City's commitment to the Boy's Ranch Park as well as library funding. All of these concerns are tied to funding which is currently up in the air.

**18. City Manager report**

No report was given.

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

No action was necessary as a result of Executive Session.

**ADJOURNMENT**

Mayor Story adjourned the meeting at 7:56 p.m.

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Jim Story, Mayor

ATTEST:

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Michael Wells, City Secretary



# Council Agenda Background

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**PRESENTER:**

Michael Boyter, Chairperson of the Beautification Commission

**ITEM:**

Presentation by Michael Boyter, Chairperson of the Beautification Commission, regarding a Bedford community garden.

**DISCUSSION:**

Michael Boyter will present information regarding the plan for a Bedford community garden.

**RECOMMENDATION:**

N/A

**FISCAL IMPACT:**

N/A

**ATTACHMENTS:**

N/A



# Council Agenda Background

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## PRESENTER:

Ray Champney, Councilmember  
Beverly Queen Griffith, City Manager

## ITEM:

Consider an ordinance amending Chapter 2 “Administration,” Article IV “Boards, Commissions, and Committees” of the City of Bedford Code of Ordinances by the addition of Division 5 hereby named the “Cultural Commission;” repealing all ordinances in conflict herewith; containing a savings clause and declaring an effective date. (Tabled at the March 22, 2011 Council meeting)

## DISCUSSION:

As discussed at the March 8, 2011 Council meeting, this ordinance will create the Cultural Commission. The composition and duties of the Commission, as was discussed, are identified below:

- **Composition:** four Bedford residents, two ARTSNET representatives, and a member of the community representing the HEB Chamber of Commerce.
- **Duties:**
  - Create an identity and awareness for the Cultural District.
  - Identify various types of artists and their associations and encourage the use of the Bedford Cultural District for their diverse artistic activities to continue and strengthen the relationship already established within the art community.
  - Coordinate with ARTSNET, OnStage, the local/regional Art Community, and the School District.
  - Work with staff and outside groups to develop a plan and flow chart of activities that will take place during the year.
  - Continuously communicate Cultural District Activities to the general public and Council, Mayor and staff.
  - Explore and seek out federal, state and local grant opportunities.
  - Provide input on the types of business ideally suited for the cultural district.
  - Assist economic development, as directed, in researching to identify target businesses likely to locate in a cultural district.
  - Other duties as directed by the City Council from time to time.

After further discussion and review following the March 8, 2011 Council meeting, staff is recommending several additional items for inclusion in the ordinance.

- The first duty of the Cultural Commission will be to develop a strategic plan for the Bedford Cultural District.
- The City Council will appoint the Chairperson and Vice-Chairperson of the Commission.
- There will be two ex officio members: one shall be a member of the City Council, who shall serve as liaison between the Commission and the City Council; the other ex officio member shall be the City Manager or his/her designee.

Upon approval of the ordinance, staff will begin advertising to solicit applications of interested persons for a place on the Cultural Commission. A date is yet to be determined for interviews of candidates.

**RECOMMENDATION:**

Staff recommends the following motion:

Approval of an ordinance amending Chapter 2 “Administration,” Article IV “Boards, Commissions, and Committees” of the City of Bedford Code of Ordinances by the addition of Division 5 hereby named the “Cultural Commission;” repealing all ordinances in conflict herewith; containing a savings clause and declaring an effective date.

**FISCAL IMPACT:**

N/A

**ATTACHMENTS:**

Ordinance

**ORDINANCE NO. 11-**

**AN ORDINANCE AMENDING CHAPTER 2 “ADMINISTRATION”, ARTICLE IV “BOARDS, COMMISSIONS, AND COMMITTEES” OF THE CITY OF BEDFORD CODE OF ORDINANCES BY THE ADDITION OF DIVISION 5 HEREBY NAMED THE “CULTURAL COMMISSION”; REPEALING ALL ORDINANCES IN CONFLICT HEREWITH; CONTAINING A SAVINGS CLAUSE AND DECLARING AN EFFECTIVE DATE.**

**WHEREAS, the City Council desires to have a commission to focus on supporting a Bedford Cultural District by creating community awareness, oversee planning and development, and assist in identification of likely candidates of businesses that would be attracted to the district.**

**NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL, CITY OF BEDFORD, TEXAS.**

**SECTION 1: That Chapter 2 “Administration”, Article IV “Boards, Commissions and Committees” is hereby amended by the addition of Division 5, hereby named the “Cultural Commission” which shall read in its entirety as follows:**

**Sec. 2-232 Creation.**

- (a) There is hereby created a Cultural Commission, which shall be composed of seven members, four of which are residents of the City of Bedford, two of which are members of ARTSNET to include the president and one additional board member, and one community member representing the HEB Chamber of Commerce.**
- (b) Each member of the Commission, excluding the ARTSNET members and Chamber representative, will apply for membership on the Commission and be formally appointed by the City Council.**
- (c) The City Council will appoint the Chairperson and Vice-Chairperson of the Commission.**

**Sec. 2-233 Ex officio Members**

**One ex officio member shall be a member of the City Council and shall serve as liaison between the Commission and the City Council. One ex officio member shall be the City Manager or his/her designee.**

**Sec. 2-234 Terms Staggered.**

**Except for the ex officio members, the members of the Cultural Commission shall serve for a two-year period. The term of the Commissioners shall be staggered so that four members of the Commission shall be appointed in even numbered years and three members in odd numbered years.**

**Section 2-235 Powers and Duties**

**The duties of the Cultural District Commission include, but are not limited to:**

- (a) Develop a strategic plan for the Bedford Cultural District.**
- (b) Create an identity and awareness for the Cultural District.**
- (c) Identify various type artists and their associations and encourage the use of the Bedford Cultural District for their diverse artistic activities to continue and strengthen the relationship already established within the art community.**
- (d) Coordinate with ARTSNET, OnStage, the local/regional Art Community, and the School District.**

- (e) Work with staff and outside groups to develop a plan and flow chart of activities that will take place during the year.
- (f) Continuously communicate Cultural District Activities to the general public and Council, Mayor and staff, and provide periodic reports to the Council.
- (g) Explore and seek out federal, state and local grant opportunities.
- (h) Provide input on the types of business ideally suited for the cultural district.
- (i) Assist economic development, as directed, in researching to identify target businesses likely to locate in a cultural district.
- (j) Other duties as directed by the City Council from time to time.

**Sec. 2-230 Meetings**

The Cultural Commission shall meet as called at a time and date to be decided by the Commission. The City Council will appoint a chair and vice-chair, such officers to serve terms of one year each.

**SECTION 5:** That all ordinances or parts of ordinances in conflict herewith are repealed and that all remaining portions shall be in full force and effect.

**SECTION 6:** If any section, article, paragraph, application, clause, phrase or word in this ordinance, or application thereto any person or circumstances is held invalid or unconstitutional by a Court of competent jurisdiction, such holding shall not effect the validity of the remaining portions of the ordinance; and the City Council hereby declares it would have passed such remaining portions of the ordinance despite such invalidity, which remaining portions shall remain in full force and effect.

**SECTION 7:** That this Ordinance shall become effective upon its passage and approval.

**PRESENTED AND PASSED** this 12th day of April, 2011, by a vote of \_\_\_ ayes, \_\_\_ nays, and \_\_\_ abstentions, at a regular meeting of the City Council of the City of Bedford, Texas.

\_\_\_\_\_  
Jim Story, Mayor

**ATTEST:**

\_\_\_\_\_  
Michael Wells, City Secretary

**APPROVED AS TO FORM:**

\_\_\_\_\_  
Stan Lowry, City Attorney



# Council Agenda Background

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## PRESENTER:

Michael Wells, City Secretary

## ITEM:

Consider a resolution amending Resolution 11-27 ordering the May 14, 2011 General Election by adding the Notice of Election as Attachment A.

## DISCUSSION:

Resolution 11-27, which ordered the May 14, 2011 General Election for the City of Bedford, was passed at the February 8, 2011 Council meeting. Senate Bill 1970, which was passed by the 81st Texas Legislature, states that the Order of Election must include the location of each early voting polling place. However, these locations were not made available to the City until after the deadline for ordering the election had passed. Section 5 states that when those locations are known to the City, that they would be included on the Notice of Election which would then be added as an amendment to the Order.

## RECOMMENDATION:

Staff recommends the following motion:

Approval of a resolution amending Resolution 11-27 ordering the May 14, 2011 General Election by adding the Notice of Election as Attachment A.

## FISCAL IMPACT:

N/A

## ATTACHMENTS:

Resolution  
Attachment A – Notice of Election  
Resolution 11-27

**RESOLUTION NO. 11-**

**A RESOLUTION AMENDING RESOLUTION 11-27 ORDERING THE MAY 14, 2011 GENERAL ELECTION BY ADDING THE NOTICE OF ELECTION AS ATTACHMENT A.**

**WHEREAS, the City Council of Bedford, Texas approved Resolution 11-27 ordering the May 14, 2011 General Election; and,**

**WHEREAS, Senate Bill 1970, passed by the 81st Texas Legislature, requires that the Order of Election list each early voting polling place; and,**

**WHEREAS, the early voting polling places would not be known to the City of Bedford until after the deadline for ordering the election was to pass; and,**

**WHEREAS, Section 5 of Resolution 11-27 states that when these polling places are made known to the City of Bedford they will be included in the Notice of Election which then would be added as an amendment to the Resolution.**

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BEDFORD, TEXAS:**

**SECTION 1. That the City Council does hereby amend Resolution 11-27 ordering the May 14, 2011 General Election by adding the Notice of Election as Attachment A.**

**SECTION 2. That this resolution shall take effect from and after the date of passage.**

**PASSED AND APPROVED this 12th day of April 2011, by a vote of \_\_\_ ayes, \_\_\_ nays and \_\_\_ abstentions, at a regular meeting of the City Council of the City of Bedford, Texas.**

\_\_\_\_\_  
**Jim Story, Mayor**

**ATTEST:**

\_\_\_\_\_  
**Michael Wells, City Secretary**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
**Stan Lowry, City Attorney**

**CITY OF BEDFORD**  
*(CIUDAD DE BEDFORD)*  
**NOTICE OF GENERAL ELECTION**  
*(AVISO DE ELECCION GENERAL)*

**To the registered voters of the City of Bedford, Texas:** *(A los votantes registrados de la Ciudad de Bedford, Texas:)*

Notice is hereby given that the polling place listed below will be open from 7:00 a.m. to 7:00 p.m., on Saturday, May 14, 2011, for voting in a general election to elect two (2) Council Members to Places 4 and 6 to be filled for a three (3) year term or until their successors are duly elected and qualified. *(Notifíquese, por las presente, que las casillas electorales citados abajo se abrirán desde las 7:00 a.m. hasta las 7:00 p.m. el Sábado 14 de Mayo de 2011 para votar en la Elección General para elegir a dos (2) Concejales para cubrir el Puesto 4 y el Puesto 6 los cuales servirán por un término de tres (3) años o hasta que sus sucesores sean debidamente elegidos y calificado.*

**On Election Day, voters must vote in their precinct where registered to vote.**  
*(El Día de Elección, los votantes deberán votar en su precinto donde están inscritos para votar.)*

**Location of Election Day Polling Place:** *(Ubicación de la casilla electoral el Día de Elección):*

**Pat May Center, 1849-B, Central Drive, Bedford, TX 76022**

**EARLY VOTING: (VOTACIÓN TEMPRANA):**

**The main permanent early voting location for early voting by personal appearance is:** *(El centro electoral principal para la votación adelantada en persona es):*

**Tarrant County Elections Center, 2700 Premier Street, Fort Worth, TX 76111**

**The permanent early voting location for early voting by personal appearance in Bedford is:** *(El centro electoral para la votación adelantada en persona en Bedford es):*

**Bedford Public Library, 2424 Forest Ridge Drive, Bedford, TX 76021**

**Early voting by personal appearance days and hours:** *(Días y horas de votación temprano por aparición personal):*

<b>May (Mayo) 2-6</b>	<b>Monday (Lunes) – Friday (Viernes)</b>	<b>8:00 a.m. - 5:00 p.m.</b>
<b>May (Mayo) 7</b>	<b>Saturday (Sábado)</b>	<b>7:00 a.m. - 7:00 p.m.</b>
<b>May (Mayo) 8</b>	<b>Sunday (Domingo)</b>	<b>11:00 a.m. - 4:00 p.m.</b>
<b>May (Mayo) 9-10</b>	<b>Monday - Tuesday (Lunes - Martes)</b>	<b>7:00 a.m. - 7:00 p.m.</b>

**EARLY VOTING BY MAIL: (VOTACIÓN TEMPRANO POR CORREO):**

**To receive a ballot application or for more information call Tarrant County Elections Administration: 817-831-8683**  
*(Para recibir una solicitud para boleta o mas información llamar al administrador de elecciones del condado de tarrant: 817-831-8683)*

**Applications must be received at the following address no later than Friday, May 6, 2011:**  
*(Las solicitudes deben ser recibidas a la dirección siguiente no mas tardar del Viernes, 06 de Mayo de 2011):*

**STEVE RABORN, EARLY VOTING CLERK**  
*(Secretario de Votación Adelantada, Steve Raborn)*  
**PO BOX 961011**  
**FORT WORTH, TEXAS 76161-0011**

**For early voting, a voter may vote at any of the locations listed below:**  
*(Para Votación Adelantada, los votantes podrán votar en cualquiera de las ubicaciones nombradas abajo.)*

**Locations listed on this page only are open Full Days and Hours**

(Solamente las casetas en esta página están abiertas los días y horas de votación adelantado)

1. **MAIN EARLY VOTING SITE,  
Tarrant County Elections Center**  
2700 Premier Street  
**Fort Worth, Texas 76111**  
*\*Emergency ballots available  
at this location only. (Boletas  
de emergencia solamente están  
disponibles en esta caseta.)*
2. **Arlington  
Bob Duncan Center**  
2800 South Center Street  
Arlington, Texas 76014
3. **Arlington  
Elzie Odom Recreation Center**  
1601 NE Green Oaks Boulevard  
Arlington, Texas 76006
4. **Arlington  
Fire Training Center**  
5501 Ron McAndrew Drive  
Arlington, Texas 76013
5. **Arlington  
South Service Center**  
1100 SW Green Oaks Boulevard  
Arlington, Texas 76017
6. **Arlington  
Tarrant County Sub-Courthouse  
in Arlington**  
700 E Abram Street  
Arlington, Texas 76010
7. **Bedford Public Library**  
2424 Forest Ridge Drive  
Bedford, Texas 76021
8. **Bedford  
Pat May Center**  
1849 B Central Drive  
Bedford, Texas 76022
9. **Benbrook Community Center**  
228 San Angelo Avenue  
Benbrook, Texas 76126
10. **Colleyville City Hall**  
100 Main Street  
Colleyville, Texas 76034
11. **Crowley Community Center**  
900 East Glendale Street  
Crowley, Texas 76036
12. **Eules Public Library**  
201 North Ector Drive  
Eules, Texas 76039
13. **Forest Hill  
Mahaney Community Center**  
6800 Forest Hill Drive  
Forest Hill, Texas 76140
14. **Fort Worth  
Diamond Hill/Jarvis Library**  
1300 Northeast 35th Street  
Fort Worth, Texas 76106
15. **Fort Worth Municipal Building**  
1000 Throckmorton Street  
Fort Worth, Texas 76102
16. **Fort Worth  
Griffin Sub-Courthouse**  
3212 Miller Avenue  
Fort Worth, Texas 76119
17. **Fort Worth  
Handley-Meadowbrook  
Community Center**  
6201 Beaty Street  
Fort Worth, Texas 76112
18. **Fort Worth  
JPS Health Center Viola M. Pitts/Como  
Lower Level, Auditorium 1**  
4701 Bryant Irvin Road N.  
Fort Worth, Texas 76107
19. **Fort Worth  
Northwest Branch Library**  
6228 Crystal Lake Drive  
Fort Worth, Texas 76179
20. **Fort Worth  
Riverside Community Center**  
3700 East Belknap Street  
Fort Worth, Texas 76111
21. **Fort Worth  
Southside Community Center**  
959 East Rosedale Street  
Fort Worth, Texas 76104
22. **Fort Worth  
Southwest Regional Library**  
4001 Library Lane  
Fort Worth, Texas 76109
23. **Fort Worth  
Southwest Sub-Courthouse**  
6551 Granbury Road  
Fort Worth, Texas 76133
24. **Fort Worth  
Summerglen Branch Library**  
4205 Basswood Boulevard  
Fort Worth, Texas 76137
25. **Fort Worth  
Tarrant County Plaza Building**  
201 Burnett Street  
Fort Worth, Texas 76102
26. **Fort Worth  
Worth Heights Community Center**  
3551 New York Avenue  
Fort Worth, Texas 76110
27. **Grand Prairie  
Starrett Elementary School**  
2675 Fairmont Drive  
Grand Prairie, Texas 75052
28. **Grapevine-Colleyville Independent  
School District Administration  
Building**  
3051 Ira E. Woods Avenue  
Grapevine, Texas 76051
29. **Grapevine Community  
Activities Center**  
1175 Municipal Way  
Grapevine, Texas 76051
30. **Haltom City Civic Center**  
3201 Friendly Lane  
Haltom City, Texas 76117
31. **Hurst Recreation Center**  
700 Mary Drive  
Hurst, Texas 76053
32. **Keller Town Hall**  
1100 Bear Creek Parkway  
Keller, Texas 76248
33. **Sheriff's Office  
North Patrol Division**  
6651 Lake Worth Boulevard  
Lake Worth, Texas 76135
34. **Mansfield Sub-Courthouse**  
1100 East Broad Street  
Mansfield, Texas 76063
35. **North Richland Hills  
Recreation Center**  
6720 Northeast Loop 820  
North Richland Hills, Texas 76180
36. **Richland Hills Community Center**  
3204 Diana Drive  
Richland Hills, Texas 76118
37. **River Oaks City Hall**  
4900 River Oaks Boulevard  
River Oaks, Texas 76114
38. **Saginaw-Log Cabin Senior Center**  
405 South Belmont Street  
Saginaw, Texas 76179
39. **Southlake Town Hall**  
1400 Main Street  
Southlake, Texas 76092
40. **Watauga City Hall**  
7105 Whitley Road  
Watauga, Texas 76148
41. **White Settlement Public Library**  
8215 White Settlement Rd  
White Settlement, Texas 76108

**Temporary Branch Early Voting Locations**  
(*Casetas Temporales para Votación Adelantada*)

**May (Mayo) 3 – 5**

**Tuesday – Thursday (Martes – Jueves)**

**8:00 a.m. – 5:00 p.m.**

**Blue Mound City Hall**  
301 South Blue Mound Road  
Blue Mound, Texas 76131

**Dalworthington Gardens City Hall**  
2600 Roosevelt Drive  
Dalworthington Gardens, Texas 76016

**Pantego Town Hall**  
1614 South Bowen Road  
Pantego, Texas 76013

**Sendera Ranch Elementary School**  
1216 Diamond Back Lane  
Haslet, Texas 76052

**TCU – Texas Christian University**  
*Brown – Lupton University Union*  
2901 Stadium Drive  
Fort Worth, Texas 76129

**UTA – University of Texas at Arlington**  
*E.H. Hereford University Center*  
300 W. 1<sup>st</sup> Street  
Arlington, Texas 76019

**Villages of Woodland Springs**  
*Amenity Building*  
12209 Timberland Boulevard  
Fort Worth, Texas 76244

**May (Mayo) 9 - 10**

**Monday – Tuesday (Lunes –Martes)**

**7:00 a.m. – 7:00 p.m.**

**East Regional Library**  
6301 Bridge Street  
Fort Worth, Texas 76112

**Haslet Public Library**  
100 Gammil Street  
Haslet, Texas 76052

**Pelican Bay City Hall**  
1300 Pelican Circle  
Azle, Texas 76020

**May (Mayo) 2**  
**Monday (Lunes)**  
11:00 a.m. – 7:00 p.m.

**Timberline Elementary School**  
3220 Timberline Drive  
Grapevine, Texas 76051

**Harwood Junior High School**  
3000 Martin Drive  
Bedford, Texas 76021

**May (Mayo) 3**  
**Tuesday (Martes)**  
11:00 a.m. – 7:00 p.m.

**Silver Lake Elementary School**  
1301 N. Dooley Street  
Grapevine, Texas 76051

**Bedford Heights Elementary School**  
1000 Cummings Road  
Bedford, Texas 76021

**May (Mayo) 4**  
**Wednesday (Miércoles)**  
11:00 a.m. – 7:00 p.m.

**Bear Creek Elementary School**  
401 Bear Creek Drive  
Eules, Texas 76039

**South Eules Elementary School**  
605 South Main Street  
Eules, Texas 76040

**May (Mayo) 5**  
**Thursday (Jueves)**  
11:00 a.m. – 7:00 p.m.

**Glenhope Elementary School**  
6600 Glenhope Circle  
Colleyville, Texas 76034

**L .D. Bell High School**  
1601 Brown Trail  
Hurst, Texas 76054

**May (Mayo) 6**  
**Friday (Viernes)**  
11:00 a.m. – 7:00 p.m.

**Bransford Elementary School**  
601 Glade Road  
Colleyville, Texas 76034

**Lakewood Elementary School**  
1600 Donley Drive  
Eules, Texas 76039

**May (Mayo) 7**  
**Saturday (Sábado)**  
11:00 a.m. – 7:00 p.m.

**Grapevine High School**  
3223 Mustang Drive  
Grapevine, Texas 76051

**Pennington Field**  
1501 Central Drive  
Bedford, Texas 76022

**May (Mayo) 8**  
**Sunday (Domingo)**  
11:00 a.m. – 4:00 p.m.

**May (Mayo) 9**  
**Monday (Lunes)**  
11:00 a.m. – 7:00 p.m.

**Heritage Elementary School**  
4500 Heritage Avenue  
Grapevine, Texas 76051

**Trinity High School**  
500 North Industrial Boulevard  
Eules, Texas 76039

**May (Mayo) 10**  
**Tuesday (Martes)**  
11:00 a.m. – 7:00 p.m.

**GCISD Professional Development Education Center**  
5800 Colleyville Boulevard  
Colleyville, Texas 76034

**River Trails Elementary**  
8850 Elbe Trail  
Fort Worth, Texas 76118

**Issued this the 12th day of April, 2011.** (*Emitida este día 12 de Abril, 2011.*)

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**Jim Story, Mayor, City of Bedford** (*Alcalde, Ciudad de Bedford*)

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**Michael Wells, City Secretary, City of Bedford** (*Secretaria de ciudad, Ciudad de Bedford*)

**RESOLUTION NO. 11-27**

**A RESOLUTION CALLING FOR THE GENERAL ELECTION OF CITY OFFICERS FOR THE CITY OF BEDFORD, TEXAS FOR MAY 14, 2011; AUTHORIZING A JOINT CONTRACT ELECTION AGREEMENT AND CONTRACT FOR ELECTION SERVICES WITH TARRANT COUNTY; ESTABLISHING THE DATES AND TIMES FOR EARLY VOTING FOR SUCH ELECTION; AND ESTABLISHING A DATE FOR A RUNOFF ELECTION, IF NECESSARY.**

**WHEREAS, the regular election for the City Council of the City of Bedford, Texas as set forth by the Charter and by the Texas Election Code is required to be held on May 14, 2011, at which time the voters will elect persons to fill the offices City Council Place 4 and Place 6; and,**

**WHEREAS, the City Council of Bedford, Texas desires to conduct joint elections pursuant to the provisions of the Texas Election Code, and as established in a joint election agreement and contract for election services with the Tarrant County Election Administrator.**

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BEDFORD, TEXAS:**

- SECTION 1.** That unless one or more of the entities qualify under provisions of the Texas Election Code to cancel their election, the City of Bedford shall hold a joint election, per the aforesaid joint election agreement and contract for election services on Saturday, May 14, 2011 for the purposes of electing members of the Bedford City Council.
- SECTION 2.** That the election is hereby called to elect persons to fill the offices of two (2) Bedford City Council Members for Place 4 and Place 6 to serve until May 2014 or until their successors are duly elected and qualified. Such election shall be held at the Pat May Center, 1849-B Central Drive, Bedford, Texas, between the hours of 7:00 a.m. and 7:00 p.m. on Saturday, May 14, 2011.
- SECTION 3.** That qualified persons may file for a place on the ballot by filing an application in the Office of the City Secretary during regular business hours from 8:00 a.m. to 5:00 p.m. each weekday, beginning Monday, February 14, 2011 (the first business day after the official filing date of February 12, 2011) and continuing until 5:00 p.m. on Monday, March 14, 2011.
- SECTION 4.** That Steve Raborn, Tarrant County Elections Administrator, 2700 Premier Street, Fort Worth, Texas, 76111 is hereby appointed as Early Voting Clerk and Michael Wells, City of Bedford City Secretary, 2000 Forest Ridge Drive, Bedford, Texas, 76021, shall serve as the Deputy Early Voting Clerk. Applications for ballot by mail must be received by mail no later than the close of business on Friday, April 29, 2011. (Mailing Address: P.O. Box 961011, Fort Worth, Texas, 76161-0011; Attn: Steve Raborn, Early Voting Clerk).
- SECTION 5.** That early voting by personal appearance shall be conducted at the County's Main Early Voting polling location: 2700 Premier Street, Fort Worth, Texas, 76111. Branch offices for early voting by personal appearance shall be established as outlined in the election agreement with Tarrant County. The anticipated branch early voting locations to be located within the City of Bedford include the Bedford Public Library, 2424 Forest Ridge Drive and the Pat May Center at 1849 B Central Drive.

**In accordance with SB 1970 and at which time the final polling places are made available to the City, they will be listed in the Notice of Election and said Notice will be attached as an amendment to this resolution.**

**Early voting by personal appearance will begin on Monday, May 2, 2011 and will end on Tuesday, May 10, 2011. Hours designated for early voting by personal appearance shall be as set forth below:**

<b>May 2 – May 6</b>	<b>Monday – Friday</b>	<b>8:00 a.m. – 5:00 p.m.</b>
<b>May 7</b>	<b>Saturday</b>	<b>7:00 a.m. – 7:00 p.m.</b>
<b>May 8</b>	<b>Sunday</b>	<b>11:00 a.m. – 4:00 p.m.</b>
<b>May 9 – May 10</b>	<b>Monday – Tuesday</b>	<b>7:00 a.m. – 7:00 p.m.</b>

For purposes of processing ballots cast in early voting, the election officers for the early voting ballot board shall be appointed and designated in accordance with the provisions of the election agreement with the Tarrant County Elections Administrator.

- SECTION 6.** That all resident qualified electors of the City shall be permitted to vote at said election, and on the day of the election, such electors shall vote at the polling place designated for the election precinct in which they reside. This election shall be held and conducted in accordance with the aforesaid election agreement, election laws of the Texas Election Code, the Federal Voting Rights Act of 1965, as amended, the Charter of the City of Bedford, and as may be required by law. All election materials and proceedings shall be printed in both English and Spanish.
- SECTION 7.** That combined ballots may be utilized containing all of the offices and propositions to be voted on at each polling place, provided that no voter shall be given a ballot or permitted to vote for any office or proposition on which the voter is ineligible to vote. The County's voting equipment will be utilized for this election.
- SECTION 8.** That the Election Judge and officers for each polling place and the Early Voting Ballot Board shall be appointed in accordance with the provisions of the election agreement for the conducting of the election on the aforesaid election date with Tarrant County.
- SECTION 9.** That the Mayor is authorized to execute the aforesaid election agreement for and on behalf of the City.
- SECTION 10.** That the expenses of the joint election shall be borne as outlined in the election agreement with Tarrant County.
- SECTION 11.** That a runoff election, if necessary, ensuing from the May 14, 2011 General Election shall be held on Saturday, June 18, 2011.

**PASSED AND APPROVED** this 8th day of February 2011, by a vote of 6 ayes, 0 nays, and 0 abstentions, at a regular meeting of the City Council of the City of Bedford, Texas.

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**Jim Story, Mayor**

**ATTEST:**

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**Michael Wells, City Secretary**

**APPROVED AS TO FORM:**

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**Stan Lowry, City Attorney**



# Council Agenda Background

## PRESENTER:

William Syblon, Development Director

## ITEM:

Public hearing and consider an amendment to the Zoning Ordinance of the City of Bedford, Chapter 1. Introduction and Definitions, Section 1.2 Definitions; Chapter 3. Permitted Uses, Section 3.1 Schedule of Permitted Uses, and Section 3.2 Explanation of Uses and Specific Use Permit Requirements, including regulations pertaining to Community Gardens.

## DISCUSSION:

Individuals within the community have expressed a desire to utilize vacant, undeveloped land as an opportunity to cultivate, grow, and distribute fresh produce. Staff has researched the use of community gardens in other communities and has developed amendments to the zoning ordinance which would permit a community garden as a use within the corporate limits of the City.

The proposed zoning ordinance amendment would add a new use in the Use Table for community and market gardens. Staff recommends that Community Gardens be permitted by right as an ancillary use to a principal use in all districts. A Specific Use Permit would be required when one of the following thresholds is met:

- When utilized as a principal use
- When onsite parking is unavailable
- When a permanent structure is desired
- When public safety personnel require additional access
- When the size of the site exceeds three acres

Market Gardens would be prohibited in all districts. The definition of market gardens was added to help clarify the difference between a community and market garden. The primary difference being that a market garden would offer continual onsite sales of produce. A community garden could still sell their produce off site, or would be required to attain a Special Event Permit for occasional crop sales.

The following is an outline of the recommendation:

Amend the Use Table (Section 3.1) to add Community Garden and Market Garden, as follows:

USE	Zoning Classifications										
	R-15000	R-9000	R-7500	R-6500	MD 1-4	MF	M	S	L	H	I

<b>D. COMMUNITY FACILITIES</b>											
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Parks, Playgrounds, Play Lots & Related Facilities												
Community Garden (Does not apply when used as an ancillary use, See Section 3.2.C (4))	S	S	S	S	S	S	S	S	S	S	S	S
Golf Courses, Club House & Related Facilities	S	S	S	S	S	S	S	S				
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USE	Zoning Classifications										
	R-15000	R-9000	R-7500	R-6500	MD 1-4	MF	M	S	L	H	I

<b>F. RETAIL SALES/TRADE (FOOD AND BEVERAGE ESTABLISHMENTS}</b>												
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Ice Crème & Dairy Food Shops												
Market Garden												
Cafes, Cafeterias, Restaurants												
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Section 3.2 Explanation of Uses and Specific Use Permit Requirements should be amended to add a new item “d. Community Garden,” under Section 3.2.C Permitted Uses, (4) Community Facilities, as follows:

**3.2.C PERMITTED USES**

**(4) COMMUNITY FACILITES**

- d. COMMUNITY GARDEN – An area of land managed and maintained by a group of individuals to grow and harvest food crops and/or non-food, ornamental crops, such as flowers, for personal or group use, consumption or donation. Community gardens may be divided into separate plots for cultivation by one or more individuals or may be farmed collectively by members of the group and may include common areas maintained and used by group members.

Community gardens shall be considered a permitted ancillary use to the principal use unless any one of the following thresholds apply. In such case it will be

considered as a principal use and a Specific Use Permit will be required for a community garden.

- No existing on-site parking is available.
- No principal use is located on the site, unless authorized by the administrative official.
- A permanent structure with a foundation, dedicated to be used for a community garden purpose, is being constructed on the site.
- Fire and emergency personnel requires access to the property, which is not already provided.
- The tract of land is in excess of three (3) acres of land.

**Minimum Specific Use Permit Conditions** (In addition to a Site Plan and a Public Hearing): In the event any one of the above listed thresholds apply to the community garden, a Specific Use Permit will be required and the following minimum Specific Use Permit conditions shall apply:

- If fencing is provided it shall be decorative iron, wrought iron, picket, or other non-opaque material as approved by the administrative official.
- No sales of produce or other items shall occur on site, with the exception of sales occurring at events properly authorized by a special events permit issued by the City of Bedford.
- Permanent structures, pavilions, and sheds shall not comprise more than fifteen (15) percent of the total area dedicated to a community garden.

*Section 3.2 Explanation of Uses and Specific Use Permit Requirements* should be amended to add a new item “e. Market Garden,” under *Section 3.2c Permitted Uses, (6) Retail Sales/Trade (Food and Beverage Establishments)*, as follows:

### **3.2.C PERMITTED USES**

#### **(6) RETAIL SALES/TRADE (food and beverage establishments)**

- f. MARKET GARDEN – An area of land managed and maintained by an individual or group of individuals to grow and harvest foodcrops and or non-food, ornamental crops, to be sold on site for profit.

**The Planning & Zoning Commission recommended approval of this item at their March 24, 2011 meeting by a vote of 5-0-0.**

#### **RECOMMENDATION:**

**Staff recommends the following motion:**

**Approval of an ordinance amending the City of Bedford Zoning Ordinance, Chapter 1. Introduction and Definitions, Section 1.2 Definitions; Chapter 3. Permitted Uses, Section 3.1 Schedule of Permitted Uses, and Section 3.2 Explanation of Uses and Specific Use Permit Requirements, including regulations pertaining to Community Gardens.**

#### **FISCAL IMPACT:**

**N/A**

**Date: 04/12/11**

**ATTACHMENTS:**

**Ordinance**

**March 24, 2011 Planning and Zoning Meeting minutes**

**March 30, 2011 MPRG Memorandum**



Community Garden (Does not apply when used as an ancillary use, See Section 3.2.C (4)]	S	S	S	S	S	S	S	S	S	S	S	S
Golf Courses, Club House & Related Facilities	S	S	S	S	S	S	S	S				
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USE	Zoning Classifications											
	R-15000	R-9000	R-7500	R-6500	MD 1-4	MF	M	S	L	H	I	
<b><i>F. RETAIL SALES/TRADE (FOOD AND BEVERAGE ESTABLISHMENTS)</i></b>												
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Ice Crème & Dairy Food Shops												
Market Garden												
Cafes, Cafeterias, Restaurants												
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**Section 2**

1. Section 3.2 Explanation of Uses and Specific Use Permit Requirements should be amended to add a new item “d. Community Garden,” under Section 3.2.C Permitted Uses, (4) Community Facilities, as follows:

**3.2.C PERMITTED USES**

**(4) COMMUNITY FACILITES**

.....

- d. COMMUNITY GARDEN – An area of land managed and maintained by a group of individuals to grow and harvest food crops and/or non-food, ornamental crops, such as flowers, for personal or group use, consumption or donation. Community gardens may be divided into separate plots for cultivation by one or more individuals or may be farmed collectively by members of the group and may include common areas maintained and used by group members.

Community gardens shall be considered a permitted ancillary use to the principal use unless any one of the following thresholds apply. In such case it will be considered as a principal use and a Specific Use Permit will be required for a community garden.

- No existing on-site parking is available.
- No principal use is located on the site, unless authorized by the administrative official.
- A permanent structure with a foundation, dedicated to be used for a community garden purpose, is being constructed on the site.

- Fire and emergency personnel requires access to the property, which is not already provided.
- The tract of land is in excess of three (3) acres of land.

**Minimum Specific Use Permit Conditions** (In addition to a Site Plan and A Public Hearing): In the event any one of the above listed thresholds apply to the community garden, a Specific Use Permit will be required and the following minimum Specific Use Permit conditions shall apply:

- If fencing is provided, it shall be decorative iron, wrought iron, picket, or other non-opaque material as approved by the administrative official.
- No sales of produce or other items shall occur on site, with the exception of sales occurring at events properly authorized by a special events permit issued by the City of Bedford.
- Permanent structures, pavilions, and sheds shall not comprise more than fifteen (15) percent of the total area dedicated to a community garden.

**Section 3**

2. *Section 3.2 Explanation of Uses and Specific Use Permit Requirements* should be amended to add a new item “e. Market Garden,” under *Section 3.2.C Permitted Uses, (6) Retail Sales/Trade (Food and Beverage Establishments)*, as follows:

**3.2.C PERMITTED USES**

**(6) RETAIL SALES/TRADE (food and beverage establishments)**

.....

- e. MARKET GARDEN – An area of land managed and maintained by an individual or group of individuals to grow and harvest food crops and/or non-food, ornamental crops, to be sold on site for profit.

**Section 4**

**That this Ordinance shall be cumulative of all other Ordinances and shall not repeal any of the provisions of such Ordinances except for those instances where there are direct conflicts with the provisions of this Ordinance. Ordinances or parts thereof in force at the time this Ordinance shall take effect and that are inconsistent with this Ordinance are hereby repealed to the extent that they are inconsistent with this Ordinance.**

**Section 5**

**If any section, article, paragraph, sentence, clause, phrase or word in this Ordinance, or application thereof to any person or circumstance, is held invalid or unconstitutional by a Court of competent jurisdiction, such holding shall not affect the validity of the remaining portions of the Ordinance, and the City Council hereby declares it would have passed such remaining portion of the Ordinance despite such invalidity, which remaining portions shall remain in full force and effect.**

**Section 6**

**This Ordinance shall take effect from and after its date of passage in accordance with law, and it is so ordained.**

**PRESENTED AND PASSED on this 12th day of April 2011, by a vote of \_\_\_ ayes, \_\_\_ nays and \_\_\_ abstentions, at a regular meeting of the City Council of the City of Bedford, Texas.**

\_\_\_\_\_  
**Jim Story, Mayor**

**ATTEST:**

\_\_\_\_\_  
**Michael Wells, City Secretary**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
**Stan Lowry, City Attorney**



**PLANNING AND ZONING COMMISSION  
MEETING MINUTES OF MARCH 24, 2011**

**DRAFT**

**PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was given.

**APPROVAL OF MINUTES**

- 1. Consider approval of the following Planning and Zoning Commission meeting minutes:  
a) October 28, 2010.**

Motion: Commissioner Carlson made a motion to approve the meeting minutes of October 28, 2010, correct as written.

Commissioner Henning seconded the motion and the vote was as follows:

Motion approved 5-0-0. Acting Chairman Stroope declared the motion approved.

**OFFICER ELECTIONS**

- 2. Consider and act upon appointment of a Chairman and a Vice Chairman to the Planning and Zoning Commission.**

Acting Chairman Stroope stated the elections for Chairman and Vice Chairman for the Planning and Zoning Commission would not be held. The Commission suggested elections be postponed until the next Planning and Zoning meeting was held.

Motion: Commissioner Henning made a motion to postpone the elections until the next Planning and Zoning meeting.

Commissioner Smeltzer seconded the motion and the vote was as follows:

Motion approved 5-0-0. Acting Chairman Stroope declared the motion approved.

**PUBLIC HEARING**

- 3. Zoning Ordinance Amendment A-027, a public hearing and consider an amendment to the Zoning Ordinance of the City of Bedford, Chapter 1. Introduction and Definitions, Section 1.2 Definitions; Chapter 3. Permitted Uses, Section 3.1 Schedule of Permitted Uses, and Section 3.2 Explanation of Uses and Specific Use Permit Requirements, including regulations pertaining to Community Gardens.**

Acting Chairman Stroope recognized Consultant City Planner Dan Boutwell who reviewed Zoning Ordinance Amendment A-027.

Acting Chairman Stroope opened the public hearing and recognized Michael Boyter, 3217 Sapphire Street, Bedford Texas who spoke in favor of Community Gardens.

**PLANNING AND ZONING COMMISSION  
MEETING MINUTES OF MARCH 24, 2011**

**DRAFT**

Acting Chairman Stroope closed the public hearing.

The Commission discussed the application. The following were noted:

- Fencing, change to read: "If fencing is provided, it shall be decorative..."
- Remove "Home Garden" from the Use Table (Section 3.1) and Sect 3.2.
- Add the words "on site" to the last of the definition of Market Garden such that it says, "...to be sold on site for profit."
- Remove from Section 3.2C (d) Organic materials provided for compositing shall be obtained from on site sources.

Motion: Commissioner Smeltzer made a motion to approve Zoning Ordinance Amendment A-027, with the stipulation:

- (1) Remove "Home Garden" from the Use Table (Section 3.1) and Section 3.2.
- (2) Add the words "on site" to the last of the definition of Market Garden such that it reads, "...to be sold on site for profit."
- (3) Add to the condition on fencing in the Community Garden language which reads, "If fencing is provided, it shall be decorative...."
- (4) Remove from Section 3.2C (d) Organic materials provided for compositing shall be obtained from on site sources.

Commissioner Reese seconded the motion.

Motion approved 5-0-0. Acting Chairman Stroope declared the motion approved.

**ADJOURNMENT**

Acting Chairman Stroope adjourned the Regular Session at 7:59 p.m.

\_\_\_\_\_  
**Acting Chairman Stroope  
Planning and Zoning Commission**

**ATTEST:**

\_\_\_\_\_  
**Yolanda Diaz, Planning and Zoning Secretary**

# Planning Memorandum

**To:** Planning and Zoning Commission, City Council, Bill Syblon  
**From:** Dan C. Boutwell, AICP  
**Date:** March 30, 2011  
**Re:** Zoning Ordinance (Community Gardens, A-027)

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Individuals within the community have expressed a desire to utilize vacant, undeveloped land as an opportunity to cultivate, grow, and distribute fresh produce. Staff has researched the use of community gardens in other communities and has developed amendments to the zoning ordinance which would permit a community garden as a use within the corporate limits of the City.

Our research has determined that efforts regarding community gardens have a wide scope. These efforts include public efforts supported and administered by the City with the aid of volunteers from the private sector. Some communities have identified available tracts of public land, ranging from a quarter acre to two acres, which are set aside for use as community gardens. Often the Parks and Recreation departments are responsible for these dedicated areas.

Community gardens are also located on private property and administered by private, usually non-profit groups, or organizations. City governments participate in the administration of these private community gardens in a variety of ways, from active financial participation to support in the form of regulations and publicity.

In addition we found gardening efforts ranged from individual property gardens (Home Gardens) to commercial operations (Market Gardens.) Our effort, however, was focused on regulating Community Gardens. As a result it was necessary to define and address each of the different types of gardens in the ordinance amendment.

Research also indicates community gardens are relatively small in size. Gardening is concentrated in small plots and can provide in excess of 200 individual plots of land on three acres or less. Usually a plot of land is about 20-feet by 20-feet; however, occasionally divisions as small as 5-feet by 5-feet are provided. Many plots are raised areas but raising the plot is not required. Structures are usually non-existent or limited to small storage sheds or pavilions. Bench seating is often provided on-site, and in one instance a playground was included. Fencing, which may be provided for security and protection of crops, is preferred to be decorative/wrought iron or picket, and on occasion the bottom foot of the fencing may have some sort of small animal deterrent such as a hex-netting fence (chicken wire.) In addition, the application of fertilizer and other nutrient or weed and insect control material is limited to organic

products or chemical products which are safely applied on public lands as used by the parks department.

We suggest Community gardens be permitted by right as an ancillary use to a principal use in all districts, requiring a specific use permit when used as a principal use and Market Gardens be prohibited in all districts. We provide the following suggested actions for this amendment

1. Amend the Use Table (Section 3.1) to add Community Garden and Market Garden, as follows:

USE	Zoning Classifications										
	R-15000	R-9000	R-7500	R-6500	MD 1-4	MF	M	S	L	H	I
<b>D. COMMUNITY FACILITIES</b>											
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Parks, Playgrounds, Play Lots & Related Facilities											
Community Garden (Does not apply when used as an ancillary use, See Section 3.2.C (4))	S	S	S	S	S	S	S	S	S	S	S
Golf Courses, Club House & Related Facilities	S	S	S	S	S	S	S	S			
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USE	Zoning Classifications										
	R-15000	R-9000	R-7500	R-6500	MD 1-4	MF	M	S	L	H	I
<b>F. RETAIL SALES/TRADE (FOOD AND BEVERAGE ESTABLISHMENTS)</b>											
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Ice Crème & Dairy Food Shops											
Market Garden											
Cafes, Cafeterias, Restaurants											
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2. Section 3.2 Explanation of Uses and Specific Use Permit Requirements should be amended to add a new item “d. Community Garden,” under Section 3.2.C Permitted Uses, (4) Community Facilities, as follows:

**3.2.C PERMITTED USES**

**(4) COMMUNITY FACILITES**

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- d. COMMUNITY GARDEN – An area of land managed and maintained by a group of individuals to grow and harvest food crops and/or non-food, ornamental crops, such as flowers, for personal or group use, consumption or donation. Community gardens may be divided into separate plots for cultivation by one or more individuals or may be farmed collectively by

members of the group and may include common areas maintained and used by group members.

Community gardens shall be considered a permitted ancillary use to the principal use unless any one of the following thresholds apply. In such case it will be considered as a principal use and a Specific Use Permit will be required for a community garden.

- No existing on-site parking is available.
- No principle use is located on the site, unless authorized by the administrative official.
- A permanent structure with a foundation, dedicated to be used for a community garden purpose, is being constructed on the site.
- Fire and emergency personnel requires access to the property, which is not already provided.
- The tract of land is in excess of three (3) acres of land.

**Minimum Specific Use Permit Conditions** (In addition to a Site Plan and A Public Hearing:) In the event any one of the above listed thresholds apply to the community garden, a specific use permit will be required and the following minimum specific use permit conditions shall apply:

- If fencing is provided, it shall be decorative iron, wrought iron, picket, or other non-opaque material as approved by the administrative official.
- No sales of produce or other items shall occur on site, with the exception of sales occurring at events properly authorized by a special events permit issued by the City of Bedford.
- Permanent structures, pavilions, and sheds shall not comprise more than fifteen (15) percent of the total area dedicated to a community garden.

**3. Section 3.2 Explanation of Uses and Specific Use Permit Requirements should be amended to add a new item "e. Market Garden," under Section 3.2c Permitted Uses, (6) Retail Sales/Trade (Food and Beverage Establishments), as follows:**

**3.2.C PERMITTED USES**

**(6) RETAIL SALES/TRADE (food and beverage establishments)**

.....

- f. MARKET GARDEN – An area of land managed and maintained by an individual or group of individuals to grow and harvest food crops and or non-food, ornamental crops, to be sold on site for profit.



# Council Agenda Background

**PRESENTER:**

David Miller, Deputy City Manager

**ITEM:**

Discussion and possible action regarding a resolution pertaining to an annual rate modification for solid waste and recycling services requested by Allied Waste Services of Fort Worth as provided for in the terms of the contracts between the City of Bedford and Allied Waste Systems, Inc. DBA Allied Waste Services of Fort Worth dated October 21, 2008 and most recently amended February 23, 2010.

**DISCUSSION:**

On January 1, 2011, Allied Waste sent a letter of request to increase the rates for both solid waste and recycling services. The Council has sole discretion on approving or denying the annual request for rate adjustments.

Below is a summary of the requested rate increases for solid waste and recycling services:

**Total Modification for Solid Waste: 2.33%**

<b>Resident Service Level (Trash)</b>	<b>Current</b>	<b>Proposed</b>	<b>Monthly Impact</b>
Solid Waste Curbside	\$7.15	\$7.32	\$0.17
Front Door Senior	\$14.24	\$14.57	\$0.33

**Total Modification for Recycle: 0.41%**

<b>Resident Service Level (Recycle)</b>	<b>Current</b>	<b>Proposed</b>	<b>Monthly Impact</b>
Recycling Curbside	\$1.96	\$1.97	\$0.01
Recycling Senior	\$1.43	\$1.44	\$0.01
Front Door Senior Recycle	\$3.06	\$3.07	\$0.01

If the Council would prefer to move forward with the Recycling Bank as presented in the Work Session, Allied Waste would withdraw the request to increase solid waste and recycling service fees.

**RECOMMENDATION:**

Staff has prepared two resolutions, one to approve and one to deny the requested rate increase. Council may elect to approve either resolution at their discretion.

**FISCAL IMPACT:**

N/A

**ATTACHMENTS:**

- Resolution for approval
- Resolution for denial
- Rate Increase Request Letters

RESOLUTION NO. 11-

A RESOLUTION AUTHORIZING AN ANNUAL RATE MODIFICATION FOR SOLID WASTE AND RECYCLING SERVICES REQUESTED BY ALLIED WASTE SERVICES OF FORT WORTH AS PROVIDED FOR IN THE TERMS OF THE CONTRACTS BETWEEN THE CITY OF BEDFORD AND ALLIED WASTE SYSTEMS, INC. DBA ALLIED WASTE SERVICES OF FORT WORTH DATED OCTOBER 21, 2008 AND MOST RECENTLY AMENDED FEBRUARY 23, 2010.

WHEREAS, the City Council of Bedford, Texas determines the necessity for services with Allied Waste; and,

WHEREAS, the City Council of Bedford, Texas in the current contract with Allied Waste permits an annual request to increase rates for services from Allied Waste; and,

WHEREAS, the City Council of Bedford, Texas, under terms of the contract, has sole discretion as to whether to grant or deny the request.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BEDFORD, TEXAS:

SECTION 1. That the City Council does hereby approve a (2.33%) rate increase for solid waste services being provided under the current contract between the City of Bedford and Allied Waste.

SECTION 2. That the City Council does hereby approve a (0.41%) rate increase for recycling services being provided under the current contract between the City of Bedford and Allied Waste.

SECTION 3. That the approved rates will become effective on April 1, 2011.

PASSED AND APPROVED this 12th day of April 2011, by a vote of \_\_\_ ayes, \_\_\_ nays and \_\_\_ abstentions, at a regular meeting of the City Council of the City of Bedford, Texas.

\_\_\_\_\_  
Jim Story, Mayor

ATTEST:

\_\_\_\_\_  
Michael Wells, City Secretary

APPROVED AS TO FORM:

\_\_\_\_\_  
Stan Lowry, City Attorney

RESOLUTION NO. 11-

A RESOLUTION DENYING AN ANNUAL RATE MODIFICATION FOR SOLID WASTE AND RECYCLING SERVICES REQUESTED BY ALLIED WASTE SERVICES OF FORT WORTH AS PROVIDED FOR IN THE TERMS OF THE CONTRACTS BETWEEN THE CITY OF BEDFORD AND ALLIED WASTE SYSTEMS, INC. DBA ALLIED WASTE SERVICES OF FORT WORTH DATED OCTOBER 21, 2008 AND MOST RECENTLY AMENDED FEBRUARY 23, 2010.

WHEREAS, the City Council of Bedford, Texas determines the necessity for services with Allied Waste; and,

WHEREAS, the City Council of Bedford, Texas in the current contract with Allied Waste permits an annual request to increase rates for services from Allied Waste; and,

WHEREAS, the City Council of Bedford, Texas, under terms of the contract, has sole discretion as to whether to grant or deny the request.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BEDFORD, TEXAS:

SECTION 1. That the City Council does hereby deny the requested rate increase for all services being provided under the current contract between the City of Bedford and Allied Waste.

PASSED AND APPROVED this 12th day of April 2011, by a vote of \_\_\_ ayes, \_\_\_ nays and \_\_\_ abstentions, at a regular meeting of the City Council of the City of Bedford, Texas.

\_\_\_\_\_  
Jim Story, Mayor

ATTEST:

\_\_\_\_\_  
Michael Wells, City Secretary

APPROVED AS TO FORM:

\_\_\_\_\_  
Stan Lowry, City Attorney

January 1, 2011



Ms. Beverly Queen  
City Manager  
City of Bedford  
2000 Forest Ridge Drive  
Bedford, Texas 76021

RE: Rate Modification 2011

Dear Beverly:

Allied Waste Services would like to extend a Thank You for your business and appreciates the opportunity to service the City of Bedford.

I respectfully submit for your review a rate modification to become effective April 1, 2011. The contract allows for a request of an annual CPI of 70% and a disposal request of 30%. All rate calculations are shown on Exhibit "A" with attached Bureau of Labor Statistics Data sheets and the new proposed 2011 rate sheet.

**SOLID WASTE MODIFICATION**

- CPI – Adjustment request for 2011 of 0.41% increase, which is calculated at 70% of the Bureau of Labor Statistics CPI-DFW database for the average 12 month period of November '09-'10, and;
- DISPOSAL – Adjustment has been calculated at 30% for 12 month period (November '09-'10), totaling 1.91%.
- **Total Modification for Solid Waste: 2.33%**

<u>Resident Service Level (Trash)</u>	<u>Current</u>	<u>Proposed</u>	<u>Monthly Impact</u>
Solid Waste Curbside	\$ 7.15	\$ 7.32	\$0.17
Front Door Senior	\$14.24	\$14.57	\$0.33

Commercial and Industrial increase is reflected on attached rate sheet as 2.33%.

**RECYCLE MODIFICATION**

- CPI – Adjustment request for 2011 of 0.41% increase, which is calculated at 70% of the Bureau of Labor Statistics CPI-DFW database for the average 12 month period of November '09-'10, and;
- **Total Modification for Recycle: 0.41%**

<u>Resident Service Level (Recycle)</u>	<u>Current</u>	<u>Proposed</u>	<u>Monthly Impact</u>
Recycling Curbside	\$ 1.96	\$ 1.97	\$0.01
Recycling Senior	\$ 1.43	\$ 1.44	\$0.01
Front Door Senior Recycle	\$ 3.06	\$ 3.07	\$0.01

Small Commercial Recycle increase is reflected on attached rate sheet as 0.41%.



ALLIED WASTE SERVICES

Allied Waste looks forward to a continued partnership with the City of Bedford and once you have had the opportunity to review this material, please feel free to contact me with any questions at either my office (direct line) 817.509.0808 or my cell 817.832.6041.

Respectfully,

Diane Hildreth  
Municipal Services Manager

Cc: David Miller, Deputy City Manager



January 25, 2011

Ms. Beverly Queen  
City Manager  
City of Bedford  
2000 Forest Ridge Drive  
Bedford, Texas 76021

RE: Rate Modification 2011 Request

Dear Beverly:

Allied Waste Services would like to request an extension of the 2011 rate modification request to be afforded the opportunity to offer an another option for the staff and council to consider our RecycleBank program for the citizens of Bedford.

Should staff and council decide against the RecycleBank program option, Allied Waste reserves the right to request the annual rate modification as per the contract, with an amended effective date of April 1, 2011, upon approval by council. Should the staff and council decide to approve the RecycleBank option the start date of this program will be mutually agreed upon by the City of Bedford and Allied Waste Services.

Allied Waste looks forward to a continued partnership with the City of Bedford and once you have had the opportunity to review this request, please respond in writing to me at the below address. If you should have any questions feel free to contact me with any questions at either my office (direct line) 817.509.0808 or my cell 817.832.6041.

Respectfully,

A handwritten signature in blue ink that reads 'Diane Hildreth'.

Diane Hildreth  
Municipal Services Manager

cc: David Miller, Deputy City Manager



# Council Agenda Background

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## PRESENTER:

Clifford Blackwell, CGFO, Director of Administrative Services

## ITEM:

Consider a resolution declaring expectation to reimburse expenditures with proceeds of future debt.

## DISCUSSION:

On January 22, 2011, the City Council met with staff to determine the types of capital projects the City can pursue this fiscal year. Overall, Council prioritized several projects that would be supported by the Water/Sewer Fund, Stormwater Fund and the General Fund.

Proceeds from the sale of these Combination Tax/Revenue Certificates of Obligation will not be available until after June 1, 2011. Anticipating that there is a possibility that we will begin project expenditures prior to the proceeds being received we believe that it is prudent to pass this reimbursement resolution.

This resolution will allow the City to reimburse any capital expenditures for capital projects reviewed and discussed by the City Council during the January 22 workshop.

The attached is a revised listing of capital projects proposed for this fiscal year. The list notates the projects that were recommended for funding after review and discussion by the Council at the Work Session.

## RECOMMENDATION:

Staff recommends the following motion:

Approval of a resolution declaring expectation to reimburse expenditures with proceeds of future debt.

## FISCAL IMPACT:

There is no immediate fiscal impact; however, this debt issuance can potentially impact future property tax rate(s) and possibly water/sewer rates.

## ATTACHMENTS:

Resolution  
List of Capital Projects

**RESOLUTION NO. 11-**

**A RESOLUTION DECLARING EXPECTATION TO REIMBURSE EXPENDITURES WITH PROCEEDS OF FUTURE DEBT.**

**WHEREAS, the City of Bedford, Texas (the "Issuer") intends to issue debt to finance (i) improving, equipping and acquiring park and recreation facilities, including the acquisition of equipment and vehicles and the dredging of a City lake, (ii) acquiring equipment and vehicles for the fire department, (iii) constructing and improving streets, including related traffic signalization, signage, sidewalks, streetscaping, landscaping and drainage improvement, and the acquisition of land and right-of-way thereof and (iv) improving and extending the water system (collectively, the "Project") and further intends to make certain capital expenditures with respect to the Project and currently desires and expects to reimburse such capital expenditures with proceeds of such debt; and,**

**WHEREAS, under Treas. Reg. § 1.150-2 (the "Regulation"), to fund such reimbursement with proceeds of tax-exempt obligations, the Issuer must declare its expectation to make such reimbursement; and,**

**WHEREAS, the Issuer desires to preserve its ability to reimburse the capital expenditures with proceeds of tax-exempt obligations.**

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BEDFORD, TEXAS:**

**SECTION 1. That the Issuer reasonably expects to reimburse capital expenditures with respect to the Project with proceeds of debt hereafter to be incurred by the Issuer, and that this resolution shall constitute a declaration of official intent under the Regulation. The maximum principal amount of obligations expected to be issued for the Project is \$7,000,000.**

**PASSED AND APPROVED this 12th day of April, 2011 by a vote of \_\_\_ ayes, \_\_\_ nays and \_\_\_ abstentions, at a regular meeting of the City Council of the City of Bedford, Texas.**

\_\_\_\_\_  
**Jim Story, Mayor**

**ATTEST:**

\_\_\_\_\_  
**Michael Wells, City Secretary**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
**Stan Lowry, City Attorney**

City of Bedford  
City Council Work Session Outcome  
22-Jan-11

**DRAFT**

<u>Project Name</u>	<u>Resolution</u>	<u>Total Cost</u>	<u>Revised Cost FY 10/11</u>			<u>Balance of project Not Funded in 2011</u>
			<u>G.O. Bond</u>	<u>C.O. - GF</u>	<u>C.O.- WS</u>	
I&I studies	Fund in 2011	220,000			220,000	
SB Sewer Main Rehab	Fund in 2011	491,000			491,000	
Sanitary Sewer Creek Crossings	Fund in 2011	289,000			289,000	
Simpson Terrace Elevated Tank Site Well	Fund in 2011	1,300,000			1,300,000	
Traffic Signal Sync	Fund in 2011	250,000	250,000			
Fire Engine	Purchase in 2011	560,000		560,000		
Radios	Purchase in 2011	668,304		668,304		
Dump Truck	Purchase in 2011	36,674		36,674		
Wood Chipper	Purchase in 2011	40,000		40,000		
City Facility Repairs		351,189		351,189		
Dora St.	Fund Design Only	1,772,000	175,000			1,597,000
NW Pressure Plane Improvements	Do not fund construction in 2011	2,210,000			200,000	2,010,000
Boys Ranch	Fund survey/geotech/design in FY 2011 pending grant result	3,533,500		322,000		3,211,500
Land acq./bldg. demo 1721 Bedford Road	To be refunded to General Fund	453,000		453,000		
			425,000	2,431,167	2,500,000	6,818,500
SB and SB1 purchases	Conduct appraisals in FY 2011 - fund purchases later date	2,300,000	-			2,300,000
Meadowpark Light Replacement	Not funded	300,000		-		300,000
			-	-	-	2,600,000
Large Meter Replacement Program	Further research regarding current revenue loss	165,000				165,000
Sidewalks to schools	No specific decision made on this item - \$500,000	500,000				500,000
Lighting	Further research and report back to council	61,400				61,400
HVAC	Further research and report back to council	286,761				286,761
			-	-	-	1,013,161
			425,000	2,431,167	2,500,000	10,431,661
						15,787,828
	Total recommended for funding FY 10/11		5,356,167			
	Undetermined at this time		1,013,161			
	Not recommended for funding in 2011		9,418,500			
			15,787,828			



# Council Agenda Background

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## PRESENTER:

James Tindell, Fire Chief

## ITEM:

Consider a resolution authorizing the City Manager to enter into a contract with Metro Fire Apparatus Specialists, Inc. through the Houston Galveston Area Council (HGAC), for the purchase of one 2011 Crimson Pumper with Spartan 4-door full tilt aluminum cab, aluminum body, single axle and 1500-GPM mid-mounted pump in the amount of \$560,000.

## DISCUSSION:

The Fire Department is in need of replacing its oldest pumper, a 1995 Kovatch Mobile Equipment (KME) pumper. Due to extended years of service this truck has reached the end of its serviceable life and has been deemed unreliable due to numerous mechanical issues. Based on the City of Bedford decision tree, the 1995 KME pumper has reached 106.9 points.

## RECOMMENDATION:

Staff recommends the following motion:

Approval of a resolution authorizing the City Manager to enter into a contract with Metro Fire Apparatus Specialists, Inc. through the Houston Galveston Area Council (HGAC), for the purchase of one 2011 Crimson Pumper with Spartan 4-door full tilt aluminum cab, aluminum body, single axle and 1500-GPM mid-mounted pump for the amount of \$560,000.

## FISCAL IMPACT:

Purchase price for the 2011 Crimson Pumper with Spartan 4-door full tilt aluminum cab, aluminum body, single axle and 1500-GPM mid-mounted pump totals \$560,000.00. This will be the total cost to purchase the vehicle. Funding will be allocated from future certificate of obligation bond proceeds.

## ATTACHMENTS:

Resolution

HGAC Worksheet

Drawing of the actual unit

\*Specifications are available for review in City Secretary Office.

RESOLUTION NO. 11-

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH METRO FIRE APPARATUS SPECIALISTS, INC. THROUGH THE HOUSTON GALVESTON AREA COUNCIL (HGAC), FOR THE PURCHASE OF ONE 2011 CRIMSON PUMPER WITH SPARTAN 4-DOOR FULL TILT ALUMINUM CAB, ALUMINUM BODY, SINGLE AXLE AND 1500-GPM MID-MOUNTED PUMP IN THE AMOUNT OF \$560,000.

WHEREAS, the City Council of Bedford, Texas, determined a need to purchase one 2011 Crimson Pumper with Spartan 4-door full tilt aluminum cab, aluminum body, single axle and 1500-GPM mid-mounted pump; and,

WHEREAS, the City Council of Bedford, Texas, recognizes that the 1995 KME pumper, has reached its serviceable life and is in need of replacement.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BEDFORD, TEXAS:

SECTION 1. That the City Council does hereby authorize the City Manager to enter into a contract with Metro Fire Apparatus Specialists, Inc. through the Houston Galveston Area Council (HGAC) for the purchase of one 2011 Crimson Pumper with Spartan 4-door full tilt aluminum cab, aluminum body, single axle and 1500-GPM mid-mounted pump in the amount of \$560,000.

SECTION 2. That this resolution shall take effect from and after the date of its passage.

PASSED AND APPROVED this 12th day of April 2011, by a vote of \_\_\_ ayes, \_\_\_ nays and \_\_\_ abstentions, at a regular meeting of the City Council of the City of Bedford, Texas.

\_\_\_\_\_  
Jim Story, Mayor

ATTEST:

\_\_\_\_\_  
Michael Wells, City Secretary

APPROVED AS TO FORM:

\_\_\_\_\_  
Stan Lowry, City Attorney



## Metro Fire Apparatus Specialists, Inc.

514 Michigan Street / South Houston, Texas 77587 / 713-475-2411 / 713-475-2428 fax

Date: February 20, 2011

Bedford Fire Department  
Attention: Fire Chief James Tindell  
1816 Bedford Road  
Bedford, Texas 76021

Dear Chief Tindell,

The following is our proposal for the following through HGAC: One (1) Spartan, 4-Door, Custom Full-Tilt Aluminum Cab, Pumper, Stainless Steel Body, Single Axle, 1250-GPM pump, Mid-Mounted

### BID # FS12-09

H-GAC Category: FC04

BASE PRICE \$ 295,000.00

### PUBLISHED OPTIONS:

1	Change cab to Gladiator	\$ 45,000.00
3	Change cab to LFD	\$ 12,500.00
9	Change cab paint to two-tone	\$ 1,750.00
21	Change cab electrical system to multiplexed	\$ 5,250.00
25	Change engine to 425 ISL	\$ 12,500.00
35	Add engine air intake skid plate	\$ 725.00
45	Add pump shift control air plumbing	\$ 475.00
48	Change fuel tank to 68 gallons	\$ 450.00
50	Upgrade front tires, wheels, and suspension to 20,000 pounds	\$ 2,100.00
55	Upgrade rear tires, wheels, and suspension to 27,000 pounds	\$ 8,000.00
68	Change front wheels to aluminum	\$ 800.00

69	Change rear single axle wheels to aluminum	\$	1,450.00
71	Balance tires and wheels (2)	\$	700.00
81	Add electronic stability control to the brake system on a single rear axle	\$	2,800.00
83	Upgrade to disc brakes	\$	1,250.00
94	Upgrade front bumper length to 21"	\$	750.00
97	Upgrade front bumper to severe duty	\$	1,950.00
102	Add Q2 siren	\$	2,625.00
108	Add manual cab tilt pump	\$	475.00
113	Add secondary 12-volt air conditioner and heater in the rear of the cab	\$	8,850.00
116	Add cab floor insulation	\$	2,450.00
125	Upgrade to xtreme duty interior center dash with Line-X paint	\$	1,550.00
127	Upgrade to xtreme duty interior right side dash with Line-X paint	\$	500.00
131	Change interior metal surfaces to Line-X paint	\$	3,450.00
152	Change exterior door handles to chrome	\$	850.00
146	Change seat to air (per seat)	\$	500.00
148	Change SCBA bracket to SecureALL (3)	\$	1,875.00
149	Mount the officer seat rearward creating a storage area under it	\$	850.00
154	Change door locks to be powered with exterior key pad and key fob	\$	1,650.00
156	Upgrade to bus style remote mirrors	\$	1,200.00
161	Add rear cab corner trim	\$	600.00
166	Add a hinged steel cover over the batteries	\$	650.00
173	Upgrade auto-eject to 30 amp	\$	475.00
175	Change front turn signals to LED	\$	350.00
183	Add 120 volt eyebrow scene light (2)	\$	2,300.00
185	Add 120 volt side cab recessed scene lights	\$	1,850.00

204	Upgrade light bar to be 72" long LED light bar with Opticom emitter	\$	5,500.00
216	Add Weatherband radio	\$	500.00
241	Add interior EMS cabinet	\$	4,350.00
243	Add 120-volt power to EMS cabinet	\$	750.00
246	Add mechanical seals	\$	650.00
248	Upgrade to air primer	\$	400.00
253	Add foam pump that flows between 5 and 6 gpm of concentrate	\$	16,750.00
256	Add foam tank	\$	1,200.00
257	Add foam tank level gauge	\$	875.00
258	Add foam tank refill system	\$	2,950.00
263	Pump cooling and recirculation line	\$	500.00
265	Pump anode (2)	\$	750.00
271	Add 1.75" speedlay (2)	\$	5,000.00
272	Add 2.5" speedlay	\$	2,950.00
280	Add front bumper discharge	\$	3,250.00
285	Add booster reel and all associated plumbing, wiring, rollers, and hose	\$	7,400.00
345	Add rear rub rail	\$	450.00
346	Add slide-out step	\$	1,450.00
351	Add high side compartments to be on both sides	\$	16,000.00
352	Change body to 1650	\$	19,500.00
353	Upgrade body to Star series	\$	27,500.00
355	Add compartment interior protective coating	\$	3,800.00
357	Change wheel well area to be single axle smart storage	\$	7,250.00
372	Change hose bed cover to be tread plate	\$	4,250.00
393	Change compartment lighting to LED	\$	4,800.00

396	Change rear upper beacons to LED	\$ 2,100.00
398	Add rear directional light stick	\$ 2,250.00
<b>TOTAL PUBLISHED OPTIONS:</b>		<b>\$ 274,625.00</b>

**UNPUBLISHED OPTIONS:**

Change from Cummins ISL engine to Caterpillar C9 engine - same HP	\$ -
Change the body from stainless steel to aluminum	\$ (14,125.00)
Change the pump to 1500 GPM	\$ 2,500.00
<b>TOTAL UNPUBLISHED OPTIONS:</b>	<b>\$ (11,625.00)</b>

**HGAC BREAKDOWN**

BASE PRICE:	\$295,000.00	
PUBLISHED OPTIONS:	\$274,625.00	
UNPUBLISHED OPTIONS:	-\$11,625.00	-2.0%
SUB-TOTAL:	\$558,000.00	
HGAC:	\$2,000.00	
TOTAL COST:	\$560,000.00	

*Brian Russell*

By: Brian Russell - S.A.



**CHASSIS:** SPARTAN GLADIATOR LFD  
**ENGINE:** CAT C9 425 HP  
**TRANSMISSION:** ALLISON 3000 EVS  
**AXLES:** F20000 LB / R27000 LB  
**MODEL:** STAR ALUMINUM  
**WATER/FOAM:** 500 GAL / 30 GAL  
**PUMP:** WATEROUS CSU 1500 GPM  
**GENERATOR:** ONAN 7.5KW DIESEL

**DOOR FRAMED OPENINGS**

COMPARTMENT	DOOR FRAME LENGTH X HEIGHT
L1	46.5" x 70.0"
L2	62.0" x 40.5"
L3	46.5" x 70.0"
R1	46.5" x 70.0"
R2	62.0" x 40.5"
R3	46.5" x 70.0"
B1	43.0" x 28.5"

**SPECIAL NOTES:**

**CUSTOMER**  
 THIS DRAWING IS A CLOSE APPROXIMATION OF YOUR FIRE APPARATUS. IN ALL CASES WHERE THE DRAWING AND THE WRITTEN SPECIFICATION DIFFER, THE SPECIFICATION SHALL PREVAIL. PLEASE WORK WITH YOUR DEALER TO ASSURE THAT THE WRITTEN SPECIFICATION REPRESENTS WHAT YOU WANT IN YOUR FINISHED PRODUCT. CRIMSON FIRE BUILDS TO THE WRITTEN SPECIFICATION, NOT THE DRAWING TO ASSURE THAT YOUR NEEDS ARE MET.

**PROPRIETARY AND CONFIDENTIAL**

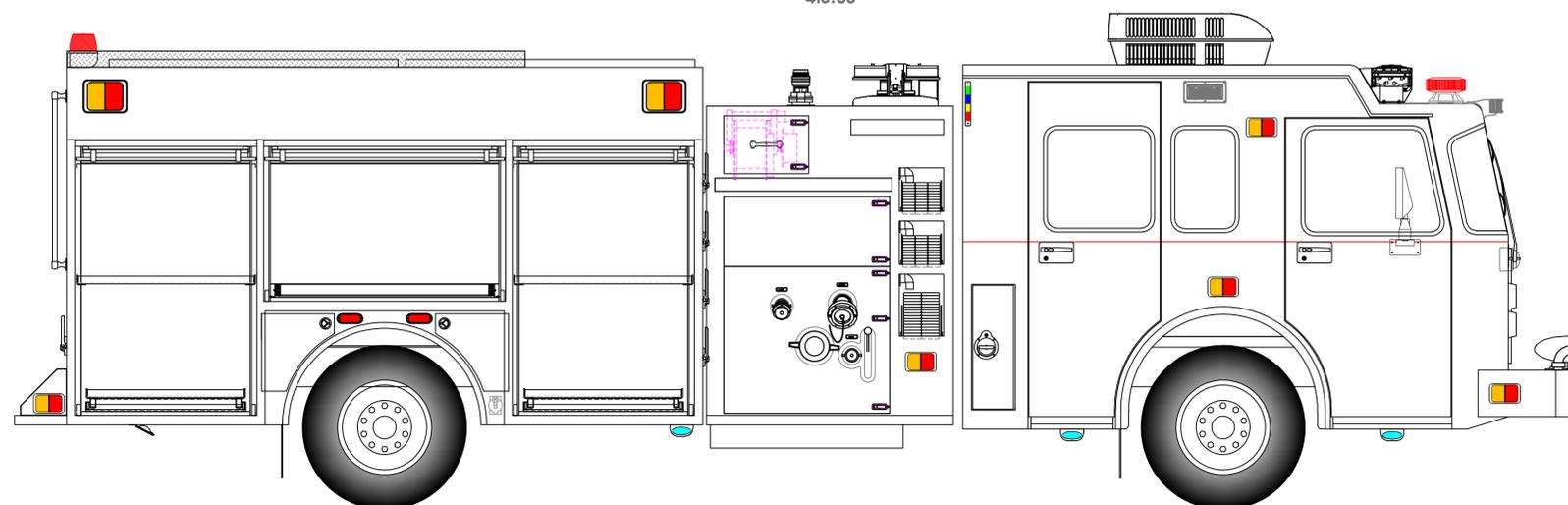
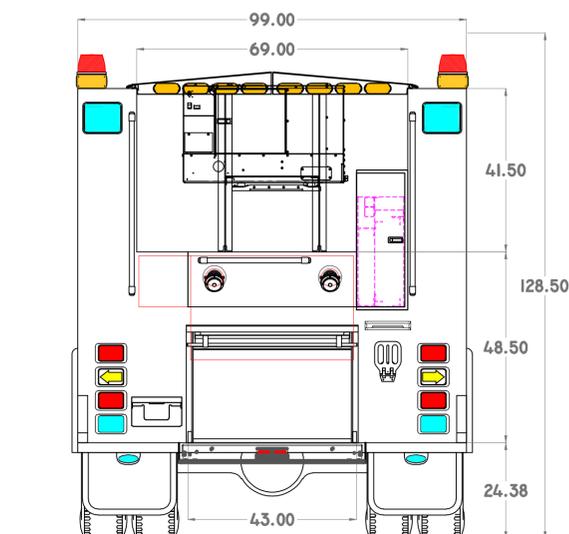
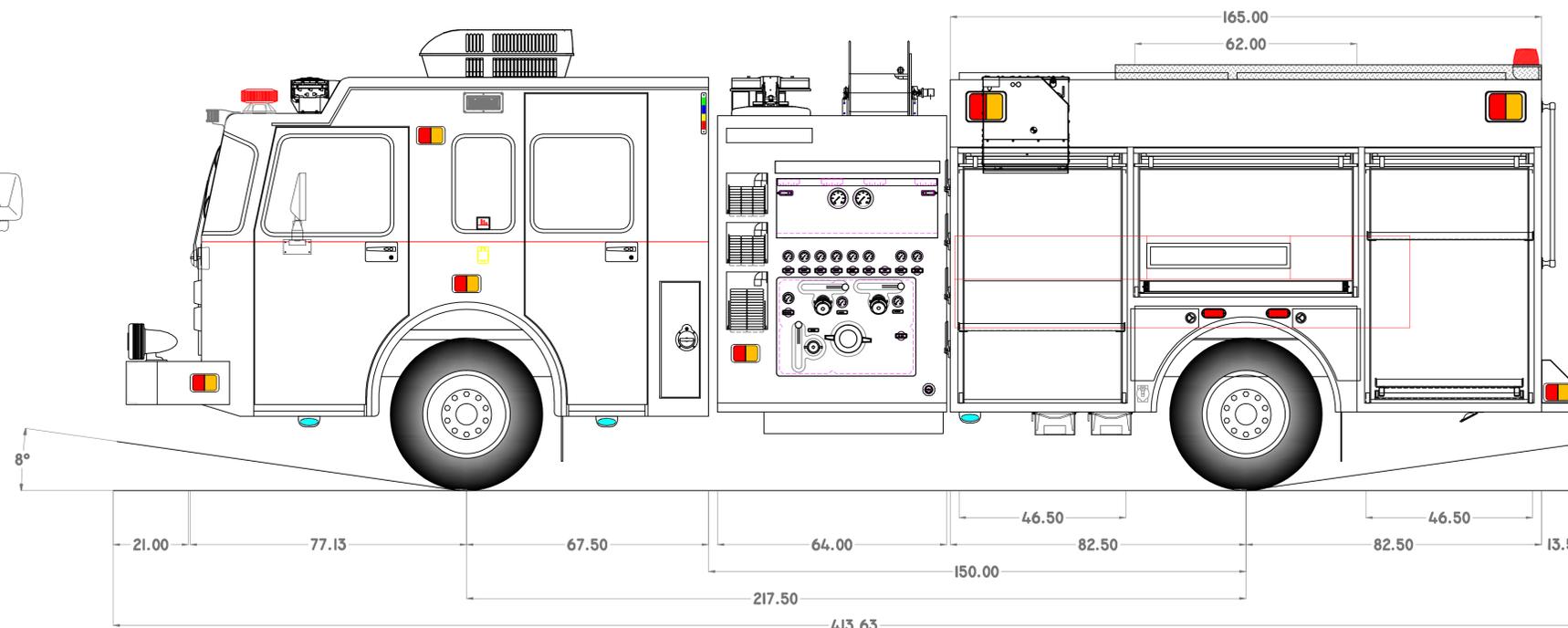
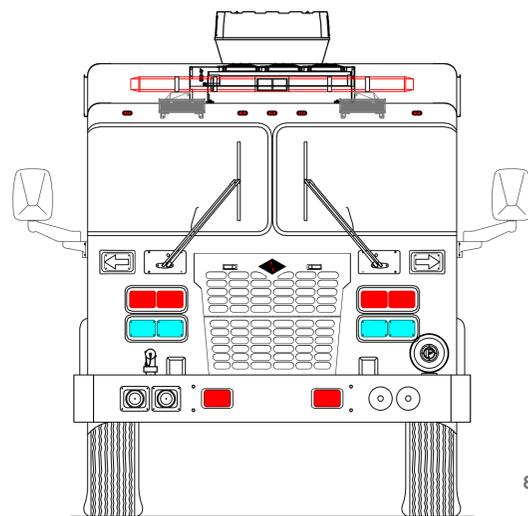
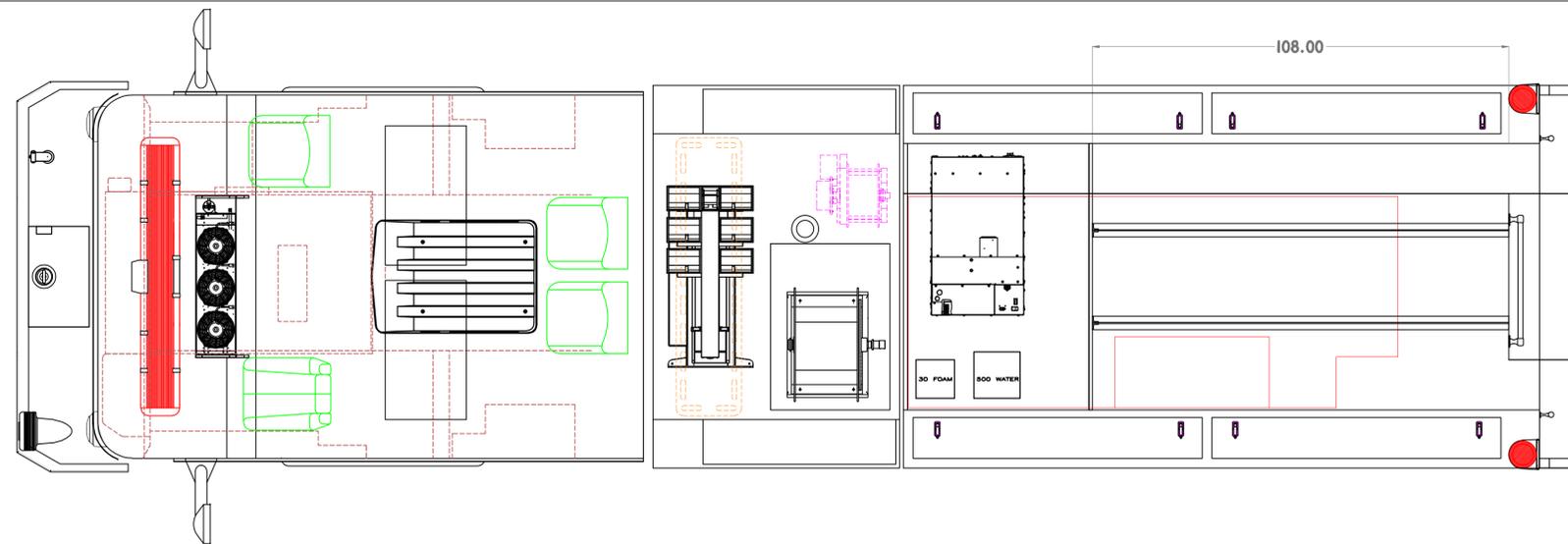
THE INFORMATION CONTAINED IN THIS DRAWING IS THE SOLE PROPERTY OF CRIMSON FIRE. ANY REPRODUCTION IN PART OR AS A WHOLE WITHOUT THE WRITTEN PERMISSION OF CRIMSON FIRE IS PROHIBITED.

REV.	DATE	DESCRIPTION	NAME
1	02/01/11	UPDATED FOR PREGON	DAV
0	10/21/10	INITIAL PROPOSAL	K.S.

SCALE: NOT TO SCALE

**CUSTOMER:**  
**BEDFORD FIRE DEPARTMENT**

**TRUCK NUMBER:** 211013  
**DEALER:** METRO FIRE APPARATUS





# Council Agenda Background

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## PRESENTER:

James Tindell, Fire Chief

## ITEM:

Consider a resolution authorizing the City Manager to enter into a contract with First Vehicle Services to provide on-site preventative maintenance and specialized repair on fire apparatus.

## DISCUSSION:

Because fire apparatus is complex, costly to repair and must be dependable, preventative maintenance is a necessity. The City shop is able to perform minor maintenance and repairs; however, specialized items such as fire pumps, power take offs, hydraulic generators, transfer boxes, brakes and aerial components require specific knowledge and certification to repair or maintain. Recent repairs to coolant systems, a rear axle replacement and a transmission replacement may have been prevented with maintenance.

Because we do not possess this knowledge or proper certifications, these items are not on a preventative maintenance program, only repaired when they break or fail. Our experience with outside vendors throughout the years has been satisfactory at best. We are constantly at the mercy of their schedule and knowledge of our equipment. A preventative maintenance program with a dedicated contractor, who provides qualified technicians, would prevent or minimize the possibility of costly repairs and create a dependable fleet. The contractor will also provide specialized and remedial repairs to apparatus upon request. Because this is a time/materials contract the Fire Department will maintain full control of expenditures.

## RECOMMENDATION:

Staff recommends the following motion:

Approval of a resolution authorizing the City Manager to enter into a contract with First Vehicle Services, to provide on-site preventative maintenance and specialized repair on fire apparatus.

## FISCAL IMPACT:

The expenses necessary for this preventative maintenance program will be funded by the Fire Department vehicle maintenance budget. The anticipated cost would be:

12 hours labor X \$74.00 = \$888.00 + \$1200.00 materials = \$2088.00 per vehicle  
Maintenance on each vehicle twice annually \$2088.00 X 2 = \$4176.00  
Anticipated maintenance cost on five vehicles annually \$4176.00 X 5 = \$20880.00

Because this is a preventative maintenance program a cost savings would only be seen through lack of failures or repairs.

## ATTACHMENTS:

Resolution  
Contract  
Tabulation Form

Date: 04/12/11

\_\_\_\_\_ City Manager Review

**RESOLUTION NO. 11-**

**A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH FIRST VEHICLE SERVICES, INC. TO PROVIDE ON-SITE PREVENTATIVE MAINTENANCE AND SPECIALIZED REPAIRS ON FIRE APPARATUS.**

**WHEREAS, the City Council of Bedford, Texas, determined the need for a preventative maintenance program on fire apparatus, with a dedicated contractor, who provides qualified technicians, that would prevent or minimize the possibility of costly repairs and create a dependable fleet; and,**

**WHEREAS, the staff of the Bedford Fire Department has determined First Vehicle Services, Inc. to meet the specific requirements for a quality preventative maintenance program on fire apparatus.**

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BEDFORD, TEXAS:**

**SECTION 1. That the City Council does hereby authorize the City Manager to enter into a contract with First Vehicle Services to provide on-site preventative maintenance and specialized repair on fire apparatus.**

**SECTION 2. That this contract shall be for three years and either party may terminate this contract upon written notification to the other party with not less than 90 days notice.**

**PASSED AND APPROVED this 12th day of April 2011, by a vote of \_\_\_ ayes, \_\_\_ nays and \_\_\_ abstentions, at a regular meeting of the City Council of the City of Bedford, Texas.**

\_\_\_\_\_  
**Jim Story, Mayor**

**ATTEST:**

\_\_\_\_\_  
**Michael Wells, City Secretary**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
**Stan Lowry, City Attorney**

## VEHICLE MAINTENANCE AND REPAIR SERVICES CONTRACT

**THIS CONTRACT**, made this 12th day of April 2011 by and between The City of Bedford Texas, with its principle business offices at 2000 Forest Ridge Rd, Bedford TX 76021, hereinafter referred to as the "Client", and FIRST VEHICLE SERVICES, INC., an Ohio corporation with its principal offices at 600 Vine Street, Suite 1300, Cincinnati, Ohio 45202-1900, hereinafter referred to as "Contractor";

**NOW THEREFORE**, the Client and the Contractor for the consideration stated herein agree as follows:

1. The Contract consists of this agreement and all appendices thereto (which includes the City of Bedford Texas Fire Department RFP # 10-0025 as Exhibit A, and the First Vehicle Services Proposal as Exhibit B) which are hereby incorporated by reference herein. In addition, this Contract shall consist of all mutually agreed amendments subsequent hereto. The Contract costs described herein are consistent with the requirements of The City of Bedford Fire Department. In the event a conflict arises between this Contract and the other Contract Documents, this Contract will control.
2. It is expressly agreed and understood that the Contractor, its employees and agents, is in all respects an independent contractor and not an agent, servant or employee of the client. This Contract specifies the scope of services but, subject to this Contract, the precise and exact methods to be employed to accomplish the work shall be the sole responsibility of the Contractor.
3. The term of this Contract shall be for three (3) years and will commence on the date of execution.
4. This Contract may be extended provided that for each extension term the Per Hour Labor Cost for such term have been mutually agreed prior to the expiration of the then existing term.
5. Either party may terminate this Contract upon written notification to the other party with not less than ninety (90) days notice.
6. The Client shall be obligated to provide an adequate area for which services and repair work may be accomplished.
7. The scope of services rendered, pursuant to this Contract, will be charged on a time and material basis as quoted below;

**Labor Charge** - The labor rate for this Contract term is \$74.00 per hour.

**Parts Charge –**

- A. Bulk Specialty Parts – Cost plus 10%
- B. Parts under \$500 – Cost plus 40%
- C. Parts \$500 and up – Cost plus 20%

**Supplier Services Charge** - include, but are not limited to, towing and glass replacement, will be passed through with no mark up. Any freight costs will be an additional charge.

8. Any applicable taxes will be an additional charge.
9. Invoicing shall be prepared and submitted after each invoice is completed. Each invoice shall outline all labor, parts and subcontract charges.
10. The Client shall pay all invoices submitted by the Contractor pursuant to this Contract within 30 days of the invoice date.
11. The Contractor shall provide preventive maintenance, repairs, towing, troubleshooting services and inspections. The Contractor shall furnish all necessary supervision, labor, parts and supplies required to maintain the fleet in a state-of-repair and service consistent with Good Fleet Management Practices.
12. It is expressly understood that this Contract is contingent upon the successful continuation of the contract between the Contractor and The City of Bedford Fire Department.
13. In those instances where the Client requests Contractor to undertake any modification on a Client vehicle, including but not limited to any after market change or installation of any device not originally on the vehicle as manufactured, Client agrees to indemnify, defend and hold harmless Contractor, its agents, servants and employees from and against any and all claims or damages of every kind, for injury to or death of any person or persons and for damages to or loss of property, arising out of or resulting from Client's aforementioned request.

**IN WITNESS WHEREOF**, the Client and Contractor hereto affixed their seals to this Vehicle Maintenance and Repair Services Contract as of the dates indicated below.

**WITNESS: The City of Bedford Texas – Fire Department:**

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

**WITNESS : First Vehicle Services, Inc.:**

By: \_\_\_\_\_

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Date: \_\_\_\_\_

PROPOSAL TABULATION  
 EMERGENCY VEHICLE MAINTENANCE SERVICES  
 CITY OF BEDFORD, TEXAS - PROPOSAL NO. 10-0025

ITEM	DESCRIPTION	CONTRACTOR RATES	CONTRACTOR RATES
		First Vehicle Services	No Other Proposals
TYPE OF MAINTENANCE			
	PM Type A	\$74.00 / hour	
	PM Type B	\$74.00 / hour	
	PM Type C	\$74.00 / hour	
	Emergency Repairs	\$74.00 / hour	
	General Repairs	\$74.00 / hour	
TYPE OF PART, NAME OR CODE			
	Bulk Specialty	Cost plus 10%	
	Parts under \$500.00	Cost plus 40%	
	Parts \$500.00 and up	Cost plus 20%	
SUBLET REPAIR			
	Body	Passed through, no markup	
	Glass	Passed through, no markup	
	Machine	Passed through, no markup	
	Towing	Passed through, no markup	
	Upholstery	Passed through, no markup	
OTHER CHARGES			
	None	None	
TOTAL		\$74.00 / HOUR	



# Council Agenda Background

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## PRESENTER:

Roger Gibson, Interim Police Chief

## ITEM:

Consider a resolution authorizing the City Manager to enter into a two-year agreement with Texas Harley-Davidson for the lease of one Harley-Davidson police package motorcycle in the amount of \$4,500.

## DISCUSSION:

Since 2002, the Police Department has leased motorcycles from Texas Harley-Davidson to utilize in the Traffic Division. Motorcycles have proven to be an effective traffic enforcement and accident responding vehicle as they can easily maneuver through traffic. In addition, the cost of leasing a motorcycle is substantially less than the purchase of a motorcycle or a motor vehicle.

During the FY 2010/11 budget submittal process, the Police Department requested to purchase two Dodge Chargers and lease four Harley-Davidson motorcycles. Due to staffing levels and decreased interest in officers willing to operate a motorcycle, it was anticipated that the Traffic Division would not achieve full staffing strength during the FY 2010/11 budget year. However, recent interest in motorcycle enforcement has necessitated a need to lease one additional motorcycle, which brings the Traffic Division back to full staffing strength for the first time since 2004.

The Police Department will outfit the motorcycle utilizing equipment currently in inventory. Installation of equipment will be performed by Police Department staff.

## RECOMMENDATION:

Staff recommends the following motion:

Approval of a resolution authorizing the City Manager to enter into a two-year agreement with Texas Harley-Davidson for the lease of one Harley-Davidson police package motorcycle in the amount of \$4,500.

## FISCAL IMPACT:

The fiscal impact on the Traffic Enforcement Fund will be \$4,500.

## ATTACHMENTS:

Resolution

**RESOLUTION NO. 11-**

**A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A TWO-YEAR AGREEMENT WITH TEXAS HARLEY-DAVIDSON FOR THE LEASE OF ONE HARLEY-DAVIDSON POLICE PACKAGE MOTORCYCLE IN THE AMOUNT OF \$4,500.**

**WHEREAS, the City Council of Bedford, Texas had determined a need to enter into a two-year agreement for the lease of one additional motorcycle; and,**

**WHEREAS, the motorcycle will be utilized by the Police Department's Traffic Division for traffic enforcement and responding to accidents; and,**

**WHEREAS, the City Council of Bedford, Texas had determined to fund the motorcycle out of the Traffic Safety Fund.**

**NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BEDFORD, TEXAS:**

**SECTION 1. That the City Manager is hereby authorized to enter into a two-year agreement with Texas Harley-Davidson for the lease of one Harley-Davidson police package motorcycle in the amount of \$4,500.**

**PASSED AND APPROVED this 12th day of April 2011, by a vote of \_\_\_ ayes, \_\_\_ nays and \_\_\_ abstentions, at a regular meeting of the City Council of the City of Bedford, Texas.**

\_\_\_\_\_  
**Jim Story, Mayor**

**ATTEST:**

\_\_\_\_\_  
**Michael Wells, City Secretary**

**APPROVED AS TO FORM:**

\_\_\_\_\_  
**Stan Lowry, City Attorney**



# Council Agenda Background

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## PRESENTER:

John F. Kubala, P.E., Public Works Director

## ITEM:

Consider a resolution authorizing the City Manager to enter into a contract with Consolidated Traffic Controls, Inc./HGAC for School Zone Warning System Communications and Control Upgrade in the amount of \$33,654.

## DISCUSSION:

Staff has been notified by the State Energy Conservation Office (SECO) that the School Zone Warning System Upgrade is eligible under the American Recovery & Reinvestment Act of 2009 (ARRA) grant and that funding can be used for this purpose. There was a cost savings in earlier expenditures that enabled this addition to the Traffic Signal Synchronization Project.

This item would involve upgrading each school zone time clock to two-way radio communications back to central control software operating at our Traffic Control Management Center (TCMC). There are many benefits in using Radio to Time Switch Converters (RTC) two-way radio communications to each school zone time clock, but the key is the time and resource savings we will experience in operating our system. Each clock acknowledges the required program and any errors or discrepancies are immediately flagged. If there are issues, we will know exactly where they are, and in most cases, in time to make corrections before school begins. We would be able to override any daily program due to inclement weather, special holiday, etc from the TCMC.

## RECOMMENDATION:

Staff recommends the following motion:

Approval of a resolution authorizing the City Manager to enter into a contract with Consolidated Traffic Controls, Inc./HGAC for School Zone Warning System Communications and Control Upgrade in the amount of \$33,654.

## FISCAL IMPACT:

Funding of \$33,654 for this contract will come from the American Recovery & Reinvestment Act of 2009 (ARRA) Grant (\$26,923) and the City of Bedford Match (\$6,731).

## ATTACHMENTS:

Resolution  
Consolidated Traffic Controls, Inc./HGAC Quotation  
School Zone Flasher Locations

RESOLUTION NO. 11-

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO A CONTRACT WITH CONSOLIDATED TRAFFIC CONTROLS, INC./HGAC FOR THE SCHOOL ZONE WARNING SYSTEM UPGRADE IN THE AMOUNT OF \$33,654.

WHEREAS, the City of Bedford can use funding for a School Zone Warning System Upgrade from the American Recovery & Reinvestment Act of 2009 (ARRA) through the State Energy Conservation Office (SECO); and,

WHEREAS, the City Council of Bedford, Texas determines the necessity for proceeding with these improvements.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BEDFORD, TEXAS:

SECTION 1. That the City Council does hereby authorize the City Manager to enter into a contract with Consolidated Traffic Controls, Inc./HGAC for the School Zone Warning System Upgrade in the amount of \$33,654.

SECTION 2. That funding of \$33,654 for this contract will come from the American Recovery & Reinvestment Act of 2009 (ARRA) Grant and the City of Bedford Match.

PASSED AND APPROVED this 12th day of April 2011, by a vote of \_\_\_ ayes, \_\_\_ nays and \_\_\_ abstentions, at a regular meeting of the City Council of the City of Bedford, Texas.

\_\_\_\_\_  
Jim Story, Mayor

ATTEST:

\_\_\_\_\_  
Michael Wells, City Secretary

APPROVED AS TO FORM:

\_\_\_\_\_  
Stan Lowry, City Attorney



## Consolidated Traffic Controls, Inc

December 8, 2010

Bill Lankford  
Traffic Operations Manager  
City of Bedford  
1813 Reliance Parkway  
Bedford, TX 76021

Re: HGAC Quotation for School Zone Warning System Communications and Control Upgrade

Dear Bill,

This cover letter accompanies our HGAC Quotation PE-05-09 dated 12-7-2010 for the City of Bedford. We are presenting for your consideration a turn-key proposal to upgrade each school zone time clock to two-way radio communications back to central control software operating at your Public Works offices. Our proposal considers an upgrade of each CPR2102 time clock location to include two-way 900 MHz radios and 10dB Yagi antennas. Each time clock will communicate back to a master radio installed at your Public Works offices and connect with a PC or server operating our latest version of CPR III Central Control Software. We will also install an error notification light using your existing CPR2102 time clock mounted to the wall. Communications to the time clocks will be accomplished by installing three radio repeater sites to be located on the water tower near Stonegate Elementary School; on the water tower located near Bedford Heights Elementary School; and on the water tower at Cummings Drive west of Highway 121. Each radio repeater site will operate with an 11dB Omni antenna.

This proposal considers the City of Bedford will install repeater radio antennas, connecting Heliax coaxial cable, polyphaser surge protection, and an RTC enclosure at each of the three repeater sites mentioned above. Installation requirements for these sites have been reviewed with Joe Mancino at Scintel Wireless. This quotation is also based on each of Bedford's CPR2102 time clocks has been upgraded to radio ready. If this service is required, the cost is \$55.00 per clock.

There are many benefits in using RTC's two-way radio communications to each school zone time clock, but key is the time and resource savings you will experience in operating your system. Each clock acknowledges the required program and any errors or discrepancies are immediately flagged. If there are issues, you will know exactly where they are, and in most cases, in time to make corrections before school starts. We appreciate the opportunity to work with the City of Bedford on this project and thank you for considering RTC Manufacturing for your school zone warning system.

Best regards,

A handwritten signature in black ink, appearing to read 'Frank', is written over a horizontal line.

Frank Fisher  
Representative  
Consolidated Traffic Controls, Inc.



**CONTRACT PRICING WORKSHEET**  
For Catalog & Price Sheet Type Purchases

Contract No.: PE-05-09

Date Prepared: 12/7/2010

**This Worksheet is prepared by Contractor and given to End User. If a PO is issued, both documents MUST be faxed to H-GAC @ 713-993-4548. Therefore please type or print legibly.**

Buying Agency:	City of Bedford	Contractor:	Consolidated Traffic Controls, Inc.
Contact Person:	Bill Lankford, Traffic Operations Manager	Prepared By:	Frank Fisher
Phone:	817-952-2251	Phone:	800-448-8841
Fax:	817-952-2240	Fax:	800-448-8850
Email:	blankford@ci.bedford.tx.us	Email:	ctcfisher@aol.com

Catalog / Price Sheet Name:	Traffic Control, Enforcement & Signal Preemption Equipment
General Description of Product:	School Zone Warning System

**A. Catalog / Price Sheet Items being purchased - Itemize Below - Attach Additional Sheet If Necessary**

Quan	Description	Unit Pr	Total
24	900 MHz Radio Communications Upgrade Each CPR2102 Time Clock (503648C, 503525Y, 505472L)	918	22032
			0
3	AC Pwr Repeater Stations: Includes 900MHz radio, CPR2102 clock, panel & cabinet (503649FAC)	1330	3990
3	11dB Omni Antennas with mounting hardware (505472-11DB)	333	999
			0
1	CPRIII Central Control Software - Current Version (501638R)	0	0
			0
1	Master Radio with AC/DC Power Supply (503646)	209	209
1	10dB Yagi Master Radio Antenna with mounting hardware (503525Y)	190	190
1	100 ft. Coaxial Lead for Master Radio Antenna (505472L-100)	209	209
			0
40	CTC Installation Services: 24 Clock Sites, 3 Repeater Sites, Master Radio, CPR Software Installation	150	6000
<b>Total From Other Sheets, If Any:</b>			
<b>Subtotal A:</b>			33629

**B. Unpublished Options, Accessory or Service items - Itemize Below - Attach Additional Sheet If Necessary**

(Note: Unpublished Items are any which were not submitted and priced in contractor's bid.)

Quan	Description	Unit Pr	Total
			0
			0
			0
			0
<b>Total From Other Sheets, If Any:</b>			
<b>Subtotal B:</b>			0
<b>Check:</b> The total cost of Unpublished Options (Subtotal B) cannot exceed 25% of the total from Section A.		<b>For this transaction the percentage is:</b>	0%

**C. Other Allowances, Discounts, Trade-Ins, Freight, Make Ready or Miscellaneous Charges**

Upgrade CPR2102 Error Notification Time Clock and add Error Notification Indicator Light	25
<b>Subtotal C:</b>	25

<b>Delivery Date:</b>	TBD	<b>D. Total Purchase Price (A+B+C):</b>	33654
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## School Flasher Meters

<b>#</b>	<b>Address</b>	<b>Intersection</b>	<b>Meter #</b>	<b>Seral #</b>
<b>1</b>	1200 Central Drive	Central and Schumac S/B	Battery	
<b>2</b>	1200 Central Drive	Central and Schumac N/B	Battery	
<b>3</b>	1400 Forest Ridge Drive	Forest Ridge and Briar S/B	Electic	0029-03502
<b>4</b>	1200 Forest Ridge Drive	Forest Ridge and Vicksburg N/B	Electic	0029-03503
<b>5</b>	700 Bedford Road	Bedford and Stonegate W/B	Electic	0029-03504
<b>6</b>	540 Bedford Road	Bedford and Ravenswood E/B	Electic	0029-03505
<b>7</b>	2900 Brown Trail	Brown Trail and Harwood N/B	Battery	
<b>8</b>	3100 Brown Trail	Brown Trail and Spring Garden S/B	Battery	
<b>9</b>	3300 Brown Trail	Brown Trail and Smith N/B	Electic	0029-03508
<b>10</b>	3616 Brown Trail	Brown Trail and Simpson S/B	Electic	0029-03509
<b>11</b>	2600 Shady Brook	Shady Brook and Spring Brook S/B	Electic	0029-03510
<b>12</b>	2600 Shady Brook	Shady Brook and Shady Lake N/B	Electic	0029-03511
<b>13</b>	3200 McLain Drive	Hardisty and McLain N/B	Electic	0029-03512
<b>14</b>	3600 McLain Drive	Medford and McLain S/B	Electic	0029-03513
<b>15</b>	3400 Cummings	Central and Sage N/B	Electic	0029-03514
<b>16</b>	3600 Cummings	Central and Fox Glenn S/B	Electic	0029-03515
<b>17</b>	2200 Cummings	Cummings and Central E/B	Electic	0029-03516
<b>18</b>	2709 Cummings	Cummings and Rolling Meadows W/B	Electic	0029-03517
<b>19</b>	3200 Martin	Martin and Chaser S/B	Electic	0029-03518
<b>20</b>	2901 Martin	Martin and Harwood N/B	Electic	0029-03519
<b>21</b>	3000 Harwood	Harwood and Martin W/B	Electic	0029-03520
<b>22</b>	3000 Harwood	Harwood and Marton W/B	Electic	0029-03521
<b>23</b>	3000 Martin	Martin and Meander S/B	Electic	0029-03522
<b>24</b>	2800 Harwood	Harwood and Park	Electic	0029-03523



# Council Agenda Background

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## PRESENTER:

John F. Kubala, P.E., Public Works Director

## ITEM:

Consider a resolution authorizing the City Manager to enter into Change Order #2 with Motorola/HGAC System in the amount of \$15,381.15 for the School Zone Warning System Upgrade.

## DISCUSSION:

We have been notified by the State Energy Conservation Office (SECO) that the School Zone Warning System Upgrade is eligible under the American Recovery & Reinvestment Act of 2009 (ARRA) grant and that funding can be used for this purpose. This change order is to add mounting hardware, connectors for antenna line, and coax jumpers needed in order to complete antenna installation for the School Zone Warning System Upgrade. This equipment will be mounted upon the three elevated water storage tanks in order to provide communication from the school zone signals to the Traffic Control Management Center. The total amount of the Motorola/HGAC System contract, including this Change Order, is \$506,086.36.

## RECOMMENDATION:

Staff recommends the following motion:

Approval of a resolution authorizing the City Manager to enter into Change Order #2 with Motorola/HGAC System in the amount of \$15,381.15 for the School Zone Warning System Upgrade.

## FISCAL IMPACT:

Funding of \$15,381.15 for this contract will come from the American Recovery & Reinvestment Act of 2009 (ARRA) Grant (\$12,304.92) and the City of Bedford Match (\$3,076.23).

## ATTACHMENTS:

Resolution  
Change Order #2  
Summary of Estimated Costs and Funding

RESOLUTION NO. 11-

A RESOLUTION AUTHORIZING THE CITY MANAGER TO ENTER INTO CHANGE ORDER #2 WITH MOTOROLA/HGAC SYSTEM IN THE AMOUNT OF \$15,381.15 FOR THE SCHOOL ZONE WARNING SYSTEM UPGRADE.

WHEREAS, the City of Bedford can use funding for a School Zone Warning System Upgrade from the American Recovery & Reinvestment Act of 2009 (ARRA) through the State Energy Conservation Office (SECO); and,

WHEREAS, the City Council of Bedford, Texas determines the necessity for proceeding with these improvements.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF BEDFORD, TEXAS:

SECTION 1. That the City Council does hereby authorize the City Manager to enter into Change Order #2 with Motorola/HGAC System in the amount of \$15,381.15 for the School Zone Warning System Upgrade.

SECTION 2. That funding of \$15,381.15 for this contract will come from the American Recovery & Reinvestment Act of 2009 (ARRA) Grant and the City of Bedford Match.

PASSED AND APPROVED this 12th day of April 2011, by a vote of \_\_\_ ayes, \_\_\_ nays and \_\_\_ abstentions, at a regular meeting of the City Council of the City of Bedford, Texas.

\_\_\_\_\_  
Jim Story, Mayor

ATTEST:

\_\_\_\_\_  
Michael Wells, City Secretary

APPROVED AS TO FORM:

\_\_\_\_\_  
Stan Lowry, City Attorney

**Change Order No.** 002

**Date:** 19-January 2011

**Project Name:** Bedford, City of  
TXA10I3512

**Customer Name:** Bedford, City of

**Customer Project Mgr:** Bill Shelton

**The purpose of this Change Order is to:** *(highlight the key reasons for this Change Order)*

This change order is to add mounting hardware, connectors for antenna line, and coax jumpers needed in order to complete antenna installation.

**Contract #** \_\_\_\_\_

**Contract Date:** 06/25/2010

In accordance with the terms and conditions of the contract identified above between [Bedford, City of] and Motorola, Inc., the following changes are approved:

**Contract Price Adjustments**

Original Contract Value:	\$443,988.09
Previous Change Order amounts for Change Order numbers 000 through 001	\$46,717.12
This Change Order:	\$15,381.15
<b>New Contract Value:</b>	<b>\$506,086.36</b>

**Completion Date Adjustments**

Original Completion Date:	16-August 2011
Current Completion Date prior to this Change Order:	16-August 2011
New Completion Date:	16-August 2011

<b>Changes in Equipment:</b> <i>(additions, deletions or modifications)</i>
N/A

<b>Changes in Services:</b> <i>(additions, deletions or modifications)</i>
The service change is to install the mounting hardware, coax jumpers and connectors to the antenna line.

<b>Schedule Changes:</b> <i>(describe change or N/A)</i>
N/A

<b>Pricing Changes:</b> <i>(describe change or N/A)</i>
Add \$15,381.15

<b>Customer Responsibilities:</b> <i>(describe change or N/A)</i>
N/A

<b>Payment Schedule for this Change Order:</b> <i>(describe new payment terms applicable to this change order)</i>
Same as original contract

Unless amended above, all other terms and conditions of the Contract shall remain in full force. If there are any inconsistencies between the provisions of this Change Order and the provisions of the Contract, the provisions of this Change Order will prevail.

IN WITNESS WHEREOF the parties have executed this Change Order as of the last date signed below.

**Motorola, Inc.**

**Customer**

By: \_\_\_\_\_  
 Printed Name: \_\_\_\_\_  
 Title: \_\_\_\_\_  
 Date: \_\_\_\_\_

By: \_\_\_\_\_  
 Printed Name: \_\_\_\_\_  
 Title: \_\_\_\_\_  
 Date: \_\_\_\_\_

Reviewed by: Nancy Granado  
 Motorola Project Manager

Date: 01/19/2011

**City of Bedford Traffic Signal System Summary of Estimated Costs and Funding**

Item	Contractor/Consultant	Cost
Grant coordination	Kimley-Horn and Associates, Inc.	\$250,000
Design of traffic signal system upgrade		
Signal timing optimization		
Plan, design and construct City-wide communication system to connect 24 signalized intersections to a traffic management center	Motorola/Scientel	\$443,988
Service Center Tower Construction and Water Tower Installation Inspection		\$46,717
Mounting School Zone Communications Hardware on Water Tower		\$15,381
Procurement of signal system equipment	Paradigm	\$771,596
High Speed Communications Backup		\$65,862
Traffic Management Hardware	City of Bedford	\$19,861
Installation Contractor	Durable Specialties	\$415,900
School Zone Warning System Communications and Control Upgrade	Consolidated Traffic Controls, Inc.	\$33,654
<b>Total Estimated Cost</b>		<b>\$2,062,959</b>

Grant Funding at 80%	\$1,650,367
City Matching Funding at 20%	\$412,592
<b>Total Funding</b>	<b>\$2,062,959</b>

Maximum Grant Funding	\$1,856,000
Existing City Traffic Bonds	\$300,000
City Proposed General Obligation Bonds	\$250,000
<b>Total Maximum Funding</b>	<b>\$2,406,000</b>



# Council Agenda Background

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## PRESENTER:

Chris Brown, Council Member

## ITEM:

Presentation and possible staff direction regarding a safe passing ordinance.

## DISCUSSION:

Council member Brown requested that this item be placed on the agenda. Items to be discussed include:

- What does a safe passing ordinance do?
- What would it take to implement?
- How is it enforced?
- What cities have this ordinance?

## RECOMMENDATION:

N/A

## FISCAL IMPACT:

N/A

## ATTACHMENTS:

Letter of Request

## Jakubik, Megan

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**From:** Wells, Michael  
**Sent:** Tuesday, March 22, 2011 1:15 PM  
**To:** Jakubik, Megan  
**Subject:** FW: Agenda Item

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**From:** Brown, Chris  
**Sent:** Tuesday, March 22, 2011 11:07 AM  
**To:** Griffith, Beverly  
**Subject:** Agenda Item

Beverly:

Please add to the next Council agenda: "Presentation and possible staff direction regarding a safe passing ordinance."

Specifically what I'd like to see is:  
What does a safe passing ordinance do?  
What would it take to implement?  
How is it enforced?  
What cities have this ordinance?

Chris

Chris Brown  
Bedford City Council  
Mayor Pro Tem  
817 689 7074  
[www.ci.bedford.tx.us](http://www.ci.bedford.tx.us)



# Council Agenda Background

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## ITEM:

Council member reports:

- ✓ Mayor Story- Report on the Tarrant County Mayors Council meeting of April 4, 2011.

## DISCUSSION:

N/A

## RECOMMENDATION:

N/A

## FISCAL IMPACT:

N/A

## ATTACHMENTS:

Letter of Request

## Jakubik, Megan

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**From:** Wells, Michael  
**Sent:** Tuesday, April 05, 2011 7:08 PM  
**To:** Jakubik, Megan  
**Subject:** Fwd: Agenda Item

From: "Story, Jim" <[Jim.Story@bedfordtx.gov](mailto:Jim.Story@bedfordtx.gov)>  
Date: Tue, Apr 5, 2011 6:57 pm  
Subject: Agenda Item  
To: "Wells, Michael" <[Michael.Wells@bedfordtx.gov](mailto:Michael.Wells@bedfordtx.gov)>  
Cc: "Griffith, Beverly" <[Beverly.Griffith@bedfordtx.gov](mailto:Beverly.Griffith@bedfordtx.gov)>

Please place the following on the April 12 council agenda under Mayor Report: Report on the Tarrant County Mayors Council meeting of April 4, 2011.

Jim Story