

STATE OF TEXAS §

COUNTY OF TARRANT §

CITY OF BEDFORD §

The City Council of the City of Bedford, Texas, met in work session at 5:00 p.m., and regular session at 6:30 p.m. in the Council Chamber of City Hall, 2000 Forest Ridge Drive on the 9th day of March 2010 with the following members present:

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

Constituting a quorum.

Councilwoman Nail was absent from tonight's meeting.

Staff present included:

Beverly Queen	City Manager
David Miller	Interim Deputy City Manager
Stan Lowry	City Attorney
Michael Wells	Acting City Secretary
Cliff Blackwell	Director of Administrative Services
David Flory	Police Chief
John Kubala	Director of Public Works
Maria Redburn	Library Director
Bill Syblon	Development Director
Mirenda McQuagge-Walden	Managing Director of Community Services

### **WORK SESSION**

Mayor Story called the work session to order at 5:00 p.m.

- **Review and discuss items on the regular agenda and consider placing items for approval by consent.**

Council discussed approving the following item(s) by consent: 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, and 18.

- **TxDOT representative to present update on the Highway 183 expansion and entertain questions.**

Interim Deputy City Manager David Miller introduced Theresa Lopez, Project Manager for the North Tarrant Express to present Council with an update on the Highway 183 Expansion. She was accompanied by Robert Hinkle, Corporate Affairs with North Texas Mobility Partners and Tony Hartzel, Public Affairs with TxDOT.

Ms. Lopez stated that TxDOT's approach to aesthetics included budgeting \$11.5 million for aesthetics and forming an advisory committee in order to get stakeholders and cities involved. She then introduced a concept for the corridor called the Prairie Land concept. They are currently pricing certain elements that the aesthetics committee is interested in.

Regarding how the money budgeted would be pro-rated, as well as cost allocation, she stated that TxDOT's position is that they cannot dictate to the committee and that the committee would have to decide these issues. They have offered to breakdown the percentage of frontage road for each entity.

The Prairie Land concept was designed specifically for the project and the committee is leaning towards this concept. There are elements of the concept that have been done in the past but are being brought together for this project. In response to questions on whether majority rules to maintain continuity of the corridor, it was explained that it depended on the design element. There is a desire to keep bridge columns and treatment on the walls consistent. It was stated that it needs to be explained to the committee which concepts can be used for specialization. She stated that the committee will be meeting next Friday and TXDoT will give what they had asked for in regards to pricing.

Ms. Lopez stated that she or Mr. Hinkle could be called for any concerns. She mentioned that several committees are being started up including a traffic management team which will be meet continuously to keep stakeholders involved. Executive partner meetings will be started to work with City staff. She stated that TXDoT will not provide signage to existing businesses but that it is up to the developer to work with them. This could be discussed during the traffic management team meetings.

Construction is to begin in October in some spots on the corridor on an ongoing basis. She was unable to answer when the City would be required to pay utility relocation costs, but utility stakeholder meetings will be held soon. There were questions regarding who was responsible for law enforcement on managed lanes and if there were fee exceptions for police, fire, and ambulances for riding in the managed lanes but Ms. Lopez was unable to answer them.

In regards to when costs that exceed the \$11.5 million budgeted are due, she stated it depends on the improvements such as if it was something critical to the design or not. A local advance money agreement would have to be executed between TXDoT and the City to pay the developer. There is an anticipated completion date of 2015.

They anticipated three weeks notice for notification of meetings. In the developer's contract, the aesthetics committee is identified as having an advisory role. Other committees are more informational and a forum to bring up concerns to work through them.

The committee is to try to have a decision with regards to a design that affects their engineering by the end of the month. With regards to overall design, those decisions should be made by the end of April thus allowing for workshops to go over the designs with Council.

Regarding access and traffic issues and whether there was still an avenue to have those concerns heard and addressed, it was stated that there is an approved schematic but that they will listen to concerns. The biggest concern was with the ultimate design in regards to Bedford Road, specifically that it went from three lanes down to two lanes.

Staff was directed to make sure that any questions on the list and any asked during the meeting be sent to TXDoT.

- **Receive presentation regarding Boy Scouts 100 Year Anniversary Proposal. \*\*\*Item requested by Councilman Turner (Amended Item)**

Councilman Turner requested this item be placed on the agenda. He said that the City has been afforded an opportunity to participate in the 100 year celebration of the Boy Scouts in a way that would be beneficial to the City. He introduced Michael Boyter who is Chairman of the Beautification

Commission. Mr. Boyter then introduced Dan Nelson and Linda Flemming of the Boy Scouts National Office.

Mr. Nelson stated that the 100 year anniversary was on February 8 and they are taking a year to celebrate. The theme of the celebration is "Celebrating the Adventure, Continuing the Journey." One of the ways this is being celebrated is through the Generations Program. Local scouts are partnered with the Arbor Day Foundation to plant trees in their cities. For every tree purchased, the foundation will plant another tree in a BSA Centennial Forest in Flathead National Forest in Montana.

He proposed that local scouts and the National Office be allowed to donate trees to the Boy's Ranch and the Harwood Road Project. The proposed event is to be held on Arbor Day, April 30. The event will include local Boy Scouts, Cub Scouts, the Longhorn Council of the Boy Scouts of America, representatives of the National Office, and Bedford City officials. The National Office will donate a memorial stone with and engraved plaque to commemorate the event. The National Office is committed to purchasing 55 trees.

There was consensus from Council to proceed. A resolution may be put on a future meeting if needed.

### **EXECUTIVE SESSION:**

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

- **Section 551.072, Deliberation regarding the purchase, exchange, lease, or sale of real property relative to the Bedford College Addition Block 1 Lot 1.**

Council convened into Executive Session pursuant to the Texas Government Code regarding Section 551.072, Deliberation regarding the purchase, exchange, lease, or sale of real property relative to the Bedford College Addition Block 1 Lot 1 at approximately 6:19 p.m.

Council reconvened from Executive Session at approximately 6:35 p.m.

Any necessary action to be taken as a result of the Executive Session will occur during the regular session of the Bedford City Council Meeting.

### **REGULAR SESSION**

Mayor Story called the meeting to order.

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

Regular session began at 6:35 p.m.

### **INVOCATION (Bishop Eric McClellan, The Mercy Seat)**

Bishop Eric McClellan of The Mercy Seat gave tonight's invocation.

### **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was given.

### **OPEN FORUM**

Robert Whistler, 1516 Wimberly Court, Bedford, TX – Mr. Whistler spoke on Item #9. He is concerned with spending money on marking streets that have been paved with overlay that is now breaking up. He stated that before the City decides to spend money, the surface itself needs to be looked at. He also

stated that concrete is at a better price than asphalt. City Manager Beverly Queen mentioned that the company who did the overlay will be redoing the overlay on locations on Harwood under warranty.

**CONSIDER APPROVAL OF ITEMS BY CONSENT**

Motioned by Councilman Champney, seconded by Councilman Turner to approve the following item(s) by consent: Item(s): 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18 and 19.

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

**COUNCIL RECOGNITION**

**1. Proclamation proclaiming March 2010 as March for Meals Awareness Month.**

Mayor Story read and presented a proclamation proclaiming March 2010 as March for Meals Awareness Month.

**PERSONS TO BE HEARD**

**2. Bill Ellis, 1004 Monterrey Street, Bedford, TX 76022 – Requested to speak to the Council regarding the council influence on the voting on 3-2.**

Bill Ellis, 1004 Monterrey Street, Bedford, TX 76022 – Mr. Ellis expressed concern over a letter he received entitled “A Message From Bedford City Leaders.” He was amazed about what was being said in the letter and that the Council was telling him how to vote and questioned how the Council came about the responsibility to tell people how to vote. He stated that he knows Todd Smith and that he hates right-wingers. He examined every paragraph in detail and said it was obvious that Todd Smith wrote the letter and that it was a complete manipulation of the citizens of Bedford. A copy of the letter and of Mr. Ellis’ presentation is available in the City Secretary’s Office.

**APPROVAL OF THE MINUTES**

**3. Consider approval of the following City Council minutes:  
a) February 23, 2010 regular meeting**

This item was approved by consent.

**NEW BUSINESS**

**4. Consider a resolution granting approval to the Tarrant County Housing Finance Corporation for the use of the proceeds of its Series 2009 Single Family Mortgage Revenue Bonds to finance home mortgages for single-family homes located within the City of Bedford.**

This item was approved by consent.

**5. Consider a resolution granting approval to the Tarrant County Housing Finance Corporation for the use of the proceeds of its Series 2010 Single Family Mortgage Revenue Bonds to finance home mortgages for single-family homes located within the City of Bedford.**

This item was approved by consent.

**6. Consider a resolution granting approval to the Tarrant County Housing Finance Corporation for the use of the proceeds of its Series 2011 Single Family Mortgage Revenue Bonds to finance home mortgages for single-family homes located within the City of Bedford.**

This item was approved by consent.

- 7. Consider a resolution authorizing the City Manager to enter into a contract with Viking Construction, Inc. in the amount of \$35,700 for the Wade Drive Slurry Seal through a City of Euless contract that has been through a competitive bid process.**

This item was approved by consent.

- 8. Consider a resolution authorizing the City Manager or her designee to purchase a pneumatic roller in the amount of \$60,275 through the Texas Association of School Boards Agreement.**

This item was approved by consent.

- 9. Consider a resolution to accept bids and authorize the City Manager to enter into a contract with Highway Technologies, Inc. for the 2010 Pavement Striping and Marking Program in Various Locations in the amount of \$161,051.12.**

This item was approved by consent.

- 10. Consider a resolution accepting and authorizing payment for a sidewalk easement from W.R. Thomas, Jr., Lot 1, Block 1 of the Realistic Addition to the City of Bedford for the sum of One Dollar (\$1.00) and other good and valuable consideration.**

This item was approved by consent.

- 11. Consider a resolution accepting and authorizing payment for a sidewalk easement from Ernest French Haralson, Jr., Lot 1, Block 5 of the Stonegate Addition to the City of Bedford for the sum of One Dollar (\$1.00) and other good and valuable consideration.**

This item was approved by consent.

- 12. Consider a resolution accepting and authorizing payment for a sidewalk easement from Elsie F. Lindsey, Lot 23, Block 4 of the Stonegate Addition to the City of Bedford for the sum of One Dollar (\$1.00) and other good and valuable consideration.**

This item was approved by consent.

- 13. Consider a resolution authorizing the purchase of one 2010 replacement patrol SUV vehicle in the amount of \$26,514.75 from Holiday Chevrolet through the Department of Public Safety State Contract.**

This item was approved by consent.

- 14. Consider a resolution authorizing the purchase of three Chevrolet sedan vehicles in the amount of \$54,236 from Caldwell Country Chevrolet through the Houston-Galveston Area Council State Contract.**

This item was approved by consent.

- 15. Consider a resolution authorizing the purchase of two Dodge sedan vehicles in the amount of \$38,060 from Dallas Dodge through the Houston-Galveston Area Council State Contract.**

This item was approved by consent.

- 16. Consider a resolution authorizing the donation of a 1986 retired ambulance to the Bedford Citizens Emergency Response Team (CERT).**

This item was approved by consent.

- 17. Consider a resolution authorizing the City Manager to enter into a professional services contract with CMJ Engineering, Inc. for construction materials testing services in an amount not to exceed \$19,057.**

This item was approved by consent.

- 18. Consider a resolution authorizing the City Manager to enter into a contract with Tot Turf to resurface the rubberized surface at Splash for \$25,612.70 as well as reject all bids for the slide resurfacing and painting the play structures.**

This item was approved by consent.

- 19. Consider a resolution authorizing the City Manager to enter into a contract with Western Enterprises for the 2010 4thFest Fireworks Program in the amount of \$29,000.**

This item was approved by consent.

**20. Council member reports**

Councilman Fisher – He is part of the HEB Leadership 2010 class. The class project is I S.E.R.V.E. HEB Volunteer Fair 2010. There are 22 different agencies participating. It will be held Saturday March 27 from 10-3 at North East Mall. Each organization will set up with a booth where you can get information about volunteer opportunities available at that particular charity. They have set a goal of getting 500 pledged volunteer hours.

**21. City Manager/Staff reports**

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

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

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

**ADJOURNMENT**

Mayor Story adjourned the meeting at 7:43 p.m.

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Jim Story, Mayor

ATTEST:

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Michael Wells, Acting City Secretary