

**Council Minutes November 8, 2011**

**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 Chambers of City Hall, 2000 Forest Ridge Drive, on the 8th day of November, 2011 with the following members present:**

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

constituting a quorum.

Councilman Griffin was absent from tonight's meeting

Staff present included:

Beverly Griffith	City Manager
David Miller	Deputy City Manager
Stan Lowry	City Attorney
Michael Wells	City Secretary
Cliff Blackwell	Director of Administrative Services
Roger Gibson	Police Chief
John Kubala	Public Works Director
Mirenda McQuagge-Walden	Managing Director of Community Services
James Tindell	Fire Chief

**CALL TO ORDER**

Mayor Story called the Work Session to order at 5:30 p.m.

**WORK SESSION**

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

Council discussed placing the following items on consent: 3, 4, 5, 6, 7 and 8.

- **Presentation about the impact of Senate Bill 1, regarding the Super Freeport exemption.**

Administrative Services Director Cliff Blackwell presented information regarding the Super Freeport exemption. Mr. Blackwell explained that if a municipality elects to tax goods-in-transit, between October 1 and December 31 the municipality would have to hold a public hearing and adopt either an ordinance or resolution stating their intention to tax these goods. The definition of a Freeport good is tangible personal property imported into the State with the intention that it will be transported out of the State. Also, the goods would be housed for 175 days or less. A Super Freeport good can be transferred within the state as well and the owner of the tangible property has no ownership interest in the location where the property is being held. These goods would be exempt from taxation unless the City chooses to opt-out of the exemption. Mr. Blackwell stated that the cities of Euless, North Richland Hills and Watauga have all chosen to opt out. Bedford's Freeport inventory has been at zero for the last several years. Staff could not determine what would qualify as a Super Freeport good; however, in conversations with the

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Tarrant Appraisal District, it is estimated that the value of goods-in-transit on the City's tax roll would total between \$100,000 and \$115,000 for total tax revenue of \$600. If the City chooses to do nothing, then come January 1, these Super Freeport goods would be exempt for the 2012 tax year; the City does have the ability to come back next year and opt out of the exemption. Council was of the consensus to do nothing.

### **• Report on the Community Powered Revitalization Program's Fall Blitz.**

Wes and Diane Higdon of 6Stones Mission Network presented information regarding the CPR Fall Blitz. They announced that they had another successful event this past October. They wanted to thank the City for their involvement and that it speaks volumes to the homeowners to see representatives of the City out there during the event. They presented several before-and-after pictures of the houses that were worked on during the Blitz. They explained that some of the homes were getting new garage doors after the Blitz. There were in excess of 1,000 volunteers over the two days and it is exciting to see the number of companies that want to get involved in the program. Council requested 6Stones to present a spreadsheet of volunteer hours and time to show the value of what the City has received. The Higdon's explained that they are working at putting together a group to do regular visits to some homeowners.

Mayor Story adjourned the Work Session at 6:03 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:**

- a) Pursuant to Section 551.072, to deliberate the purchase, exchange, lease or value of real property – Sulpher Branch & SB-1.**

Council convened into Executive Session pursuant to the Texas Government Code regarding Section 551.072, to deliberate the purchase, exchange, lease or value of real property – Sulpher Branch & SB-1 at approximately 6:03 p.m.

Council reconvened from Executive Session at approximately 6:13 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 6:30 p.m.

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

Mayor Story called the meeting to order. He stated that Councilman Griffin was unable to attend tonight's meeting.

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

Pastor Kevin Smith of Faith Christian Fellowship Church was unable to attend tonight's meeting. Deputy City Manager David Miller gave tonight's invocation.

### **PLEDGE OF ALLEGIANCE**

The Pledge of Allegiance was given.

### **OPEN FORUM**

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Nobody chose to speak under tonight's Open Forum.

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

Motioned by Councilman Champney, seconded by Councilman Savage, to approve the following items by consent: 3, 4, 5, 6, 7, 8 and 9.

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

### **COUNCIL RECOGNITION**

#### **1. Proclamation declaring November 2011 as "Drug Interaction Awareness Month."**

Mayor Story read a proclamation declaring November 2011 as Drug Interaction Awareness Month. Rob Zachariah of St. Luke's Pharmacy was on hand to accept the proclamation. Mr. Zachariah stated that unfortunately, there are a lot of pills on the market and people are getting very sick from drug interactions. He just wanted to do his part to help raise awareness.

#### **2. Recognition of Paula Archibald, Code Enforcement Officer, for a Bedford Employee Commitment Award (BECA).**

Code Enforcement Office Paula Archibald was recognized with the Bedford Employee Commitment Award for helping an elderly Bedford resident by putting a stack of loose wood at his curbside into boxes.

### **APPROVAL OF THE MINUTES**

#### **3. Consider approval of the following City Council minutes:**

##### **a) October 25, 2011 regular meeting**

This item was approved by consent.

### **NEW BUSINESS**

#### **4. Consider an ordinance adopting a Fund Balance Policy; authorizing the City Manager to assign fund balance for intended specific uses; and providing for an effective date.**

This item was approved by consent.

#### **5. Consider a resolution authorizing the Mayor to certify the Chapter 59 Asset Forfeiture Report as required by Article 59.06 of the Code of Criminal Procedures.**

This item was approved by consent.

#### **6. Consider a resolution authorizing the Mayor to certify the Equitable Sharing Agreement and Certification as required by the United States Department of Justice.**

This item was approved by consent.

#### **7. Consider a resolution rescinding Resolution 11-89 and authorizing the City Manager to purchase portable trunked radios from Motorola Solutions, Inc. in the amount of \$517,428.27.**

This item was approved by consent.

#### **8. Consider a resolution authorizing the City Manager to enter into a one-year lease agreement for one year with Cathedral of Hope Mid-Cities Church to provide meeting space for church services at the Old Bedford School.**

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This item was approved by consent.

- 9. Consider a resolution authorizing the City Manager or their designee to execute an all cash contract of sale with Michael G. Minter for the purchase of fee simple property rights in land being all of Lot 44, Block 7, Kelmont Park Addition with the physical address being 1421 Donna Lane, City of Bedford, Tarrant County Texas.**

This item was approved by consent.

**10. 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**

No report was given.

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

No report was given.

- ✓ **Cultural Commission- Councilman Champney**

No report was given.

- ✓ **Library Board- Councilman Brown**

No report was given.

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

No report was given.

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

Councilman Savage reminded Council of the Senior Holiday Luncheon on November 16. The Craft Fair was held this past Saturday at it one of the best that the Senior Center has ever had.

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

No report was given.

**11. Council member reports**

No other reports were given.

**12. City Manager report**

No report was given.

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

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

**ADJOURNMENT**

Mayor Story adjourned the meeting at 6:39 p.m.

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Jim Story, Mayor

ATTEST:

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Michael Wells, City Secretary