

**Council Minutes August 9, 2016**

**STATE OF TEXAS §**

**COUNTY OF TARRANT §**

**CITY OF BEDFORD §**

**The City Council of the City of Bedford, Texas, met in Work Session at 6:00 p.m. and Regular Session at 6:30 p.m. in the Council Chambers of City Hall, 2000 Forest Ridge Drive, on the 9th day of August, 2016 with the following members present:**

Jim Griffin	Mayor
Ray Champney	Council Members
Steve Farco	
Roger Fisher	
Dave Gebhart	
Rusty Sartor	
Roy W. Turner	

constituting a quorum.

Staff present included:

Roger Gibson	City Manager
Kelli Agan	Assistant City Manager
Stan Lowry	City Attorney
Michael Wells	City Secretary
Cliff Blackwell	Administrative Services Director
Natalie Foster	Public Information Officer
Meg Jakubik	Strategic Services Manager
Bill Lankford	Street and Traffic Manager
Kenny Overstreet	Public Works Director
Emilio Sanchez	Planning Manager
Bill Syblon	Development Director

**COUNCIL CHAMBER WORK SESSION**

Mayor Griffin called the Work Session to order at 6:00 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: 1 (with a change to reflect that Councilmember Fisher was in attendance), 7, 8 and 9.

Mayor Griffin adjourned the Work Session at 6:03 p.m.

**EXECUTIVE SESSION**

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

- a) **Pursuant to Section 551.087, deliberation regarding economic development negotiations relative to Block 1, Lot 1 Mobil Addition-Bedford.**

Council convened into Executive Session pursuant to Texas Government Code 551.087, deliberation regarding economic development negotiations relative to Block 1, Lot 1 Mobil Addition-Bedford search at

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6:05 p.m.

Council reconvened from Executive Session at 6:07 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**

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

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

Mayor Griffin called the meeting to order.

### **INVOCATION (Rev. Lee Biggs-Scribner, First United Methodist Church Bedford)**

Rev. Lee Biggs-Scribner of First United Methodist Church Bedford gave the invocation.

### **PLEDGE OF ALLEGIANCE**

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

### **ANNOUNCEMENTS/UPCOMING EVENTS**

Public Information Officer Natalie Foster reported that on Saturday, August 13, 2016, the Old Bedford School (OBS) will host a concert by world-renowned pianist Danny Wright. There will be a wine and cheese reception at 7:30 p.m., followed by the concert at 8:00 p.m. The cost is \$35.00 per person. Also, at the OBS is an upcoming special Murder Mystery Dinner on Saturday, August 20, 2016. The storyline has been written just for OBS and will have ghost hauntings, murder and more. Dinner begins at 6:45 p.m. and the show is at 8:00 p.m. BluesFest 2016 will run Friday, September 2 through Sunday, September 4, 2016. There is another great musical lineup, as well as fantastic barbecue teams competing in the Kansas City sanctioned contest. There are still spots available for those that wish to be a Kansas City Barbecue certified judge. The backyard barbecue contest will also be held again.

Ms. Foster gave an update on construction at the Boys Ranch. The east overlook, near the large pavilion, has been temporarily closed due to repairs. Pedestrians will have access to a temporary walkway in that area. Construction began the day before and is expected to take approximately three weeks to complete.

### **OPEN FORUM**

Nobody chose to speak during Open Forum.

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

Motioned by Councilmember Champney, seconded by Gebhart, to approve the following items by consent: 1, 7, 8 and 9.

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

### **APPROVAL OF THE MINUTES**

1. Consider approval of the following City Council minutes:
  - a) July 11, 2016 special session

This item was approved by consent.

**PERSONS TO BE HEARD**

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

**a) Duane Buuck, 745 W. Pipeline Road, Hurst, Texas 76053 – Request to speak to the City Council regarding the Mid-Cities Care Corps.**

Duane Buuck, 745 W. Pipeline Road, Hurst – Mr. Buuck stated that Mid-Cities Care Corp. is a non-profit that is celebrating its 35th anniversary. As a Bedford resident, he acknowledged the Council for their leadership. He has served as executive director of Mid-Cities Care Corp. since 2007 and their objective is to communicate to the City the impact of the organization on the community and to hopefully gain ambassadors. He invited Council to a celebration on November 3, 2016, and asked the City to consider joining as a sponsor, as well as to consider any support they can give so Mid-Cities Care Corp. can sustain their capacity. Mr. Buuck stated that the organization was established in 1981 by two social workers at HEB hospital, who saw the need to provide transportation for seniors. They currently service 11 communities and represent 494 seniors and 1,099 volunteers. The spirit of their mission is not contained by boundaries, but inspired by residents who want to give back to their community. Their core service is transportation for routine medical visits and quality-of-life rides. In 2015, they provided 796 round trips, totaling 24,000 miles, and the trend this year is ahead of what was accomplished the prior year. On these trips, the volunteers may see other needs the seniors may have and there is the opportunity to have quality time with clients, who may be hesitant to ask for assistance. Their Helping Hands Program installs grab bars and wheelchair ramps, tends to trees, and does carpentry. He discussed group service days, which are held by churches, youth groups, businesses and civic groups, and done at the volunteers' convenience. Their social outreach component is to crack social isolation by connecting seniors, having volunteers share quality time with seniors, and holding senior socials. In regard to impact, there were 275 actions for seniors in Bedford in 2015, and 241 actions have already been completed in 2016. The value of the services in 2015 was \$39,652 for the community. In 2015, they attended to 53 businesses, and have attended to 60 businesses already in 2016. He discussed the spirit of the community in giving back and the number of volunteers. The organization has two employees and a lot of leadership volunteers. For every dollar received, there is a \$2.44 impact in the community. He asked Council to consider a contribution in the City's budget. He asked the City to continue being a partner in providing help, hope and healing to the seniors in the community. He shared specific examples of impact seniors have on the community including a COMPASS Family One Day, Lane Construction and their "Caring for People" program, and a senior receiving Christmas gifts from Cub Pack 157. He stated that the community is doing a lot for seniors and seniors are doing a lot for the community.

**NEW BUSINESS**

**3. Public hearing and consider an ordinance to rezone Lot 4R-2, Block 1, Park Place Meadow Addition, located at 2609 Airport Freeway, Bedford, Texas from (H/MHC) Heavy Commercial / Master Highway Corridor Overlay District to (PUD/MHC) Planned Unit Development / Master Highway Corridor Overlay District, specific to Section 4.15, Planned Unit Development of the City of Bedford Zoning Ordinance, allowing for Bedford Park Place Meadows Investments LLC., to construct and operate a 70 room Staybridge Suites Hotel facility. The subject property is generally located north of Airport Freeway and east of Park Place Boulevard. (Z-285)**

Planning Manager Emilio Sanchez presented information regarding this item, which is for the property at 2609 Airport Freeway, which was part of the highway expansion. The owner acquired the property prior to the expansion project and put his plans on hold until the project was completed. The request is for a Planned Unit Development (PUD) for Bedford Park Place Meadows Investments, LLC to construct a 70-room Staybridge Suites Hotel. The reason for the PUD is the building is approximately 47 feet in height instead of the allowed 35 feet, and the patio along the east property line encroaches into the side-yard setback. The Planning and Zoning Commission recommended approval of this item at their June 8, 2016 meeting. The Comprehensive Land Use Plan has the property as commercial. In answer to questions from Council, Mr. Sanchez stated that the applicant was aware of the height restriction in the Master

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Highway Corridor Overlay District (MHC), but when dealing with a corporate conglomerate, they have a particular requirement for a minimum number of hotel rooms. For the particular site, instead of being able to spread the rooms over a larger footprint to reach the minimum number of hotel rooms, they had to accomplish that by going up in height.

Mayor Griffin opened the public hearing at 6:55 p.m.

Nobody chose to speak during the public hearing.

Mayor Griffin closed the public hearing at 6:55 p.m.

In answer to further questions from Council regarding the patio encroaching into the side-yard setback, Mr. Sanchez stated that the standard procedure is for the applicant to seek a variance through the Zoning Board of Adjustment. As the property was part of the takings for the highway expansion, the PUD is also an avenue to get that relief. Council can deny the request, which would require the applicant to move the patio outside of that five-foot area. He further stated that the screen wall is masonry.

The applicant, Rohit Dand, President of Cimarron Hospitality, 1328 Hardisty Drive, Bedford, stated the project is an upper midscale hotel, that flies under the Intercontinental Hotel group. The group requires certain development standards, such as a higher-end façade, height and number of rooms. The property was acquired five years ago and, due to eminent domain and land being taken, it was difficult to develop the project. The footprint had to be worked out to be able to get the minimum number of rooms. The 47 feet in height was the minimum to get to the 70-room count. In regard to the setback with the patio, he stated the facility is an extended-stay hotel, where 50 percent of the business will be people who stay 14 or more days. The hotel has a residential extended component and the patio aligns very well and is an optimal use for the site with the neighboring apartment complex. It satisfies the need for a consumer looking for an apartment type feel amenity. The brand requires the mechanical units, which will be vertical and will be input into the guest rooms, to not face the entrance or front of the building along the highway corridor. In answer to a request from Council, Mr. Dand indicated he would not have issues with additional screening around the electrical transformer on Highway 121. In answer to questions from Council, Mr. Sanchez affirmed that all other components of the MHC will be met, including landscaping, front yard setback and parking; and that the height requirements in the MHC is the maximum height allowed in any zoning district in the City and was purely for aesthetics.

Motioned by Councilmember Champney, seconded by Councilmember Turner, to approve an ordinance to rezone Lot 4R-2, Block 1, Park Place Meadow Addition, located at 2609 Airport Freeway, Bedford, Texas from (H/MHC) Heavy Commercial / Master Highway Corridor Overlay District to (PUD/MHC) Planned Unit Development / Master Highway Corridor Overlay District, specific to Section 4.15, Planned Unit Development of the City of Bedford Zoning Ordinance, allowing for Bedford Park Place Meadows Investments LLC., to construct and operate a 70-room Staybridge Suites Hotel facility. The subject property is generally located north of Airport Freeway and east of Park Place Boulevard (Z-285) to include the request by Councilmember Fisher to add additional landscaping and screening to the transformer.

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

- 4. Public hearing and consider an ordinance to rezone Lots 1A and 1B, Harwood Village Shopping Center Addition, located at 510 Harwood Road Suite K, Bedford, Texas from (H) Heavy Commercial to (H/SUP) Heavy Commercial/Specific Use Permit/Indoor Amusement Center, specific to 3.2.C(13)g of the City of Bedford Zoning Ordinance, allowing for Moxley Manor to operate an indoor amusement center. The property is generally located south of Harwood Road and west of Brown Trail. (Z-299)**

Mr. Sanchez presented information regarding this item, which is a request for 510 Harwood Road, Suite K, to allow Moxley Manor to operate an indoor amusement center. The current operation is in Suite O and they are asking for the ability to operate an independent clown-themed haunted house. Since it is not connected to the current operation, it requires its own Specific Use Permit (SUP). The Planning and

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Zoning Commission recommended approval of this item at their July 14, 2016 meeting. The Comprehensive Land Use Plan has the location dedicated as commercial, so there is no issue with the SUP being approved in the zoning district.

Mayor Griffin opened the public hearing at 7:06 p.m.

Nobody chose to speak during the public hearing.

Mayor Griffin closed the public hearing at 7:06 p.m.

In answer to questions from Council, Mr. Sanchez affirmed that there were no special restrictions such as operating hours for Moxley Manor's current operation. He stated that during the public hearing at the Commission meeting, there were questions regarding the hours of operation, which around the holiday times are later, but during most evenings is 10:00 p.m. He further affirmed that this SUP is the same type as the one for the current operation.

Motioned by Councilmember Fisher, seconded by Councilmember Sartor, to approve an ordinance to rezone Lots 1A and 1B, Harwood Village Shopping Center Addition, located at 510 Harwood Road Suite K, Bedford, Texas from (H) Heavy Commercial to (H/SUP) Heavy Commercial/Specific Use Permit/Indoor Amusement Center, specific to 3.2.C(13)g of the City of Bedford Zoning Ordinance, allowing for Moxley Manor to operate an indoor amusement center. The property is generally located south of Harwood Road and west of Brown Trail. (Z-299)

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

**5. Public hearing and consider an ordinance to rezone Lot A, Block 1, First United Methodist Church Addition, located at 1101 Airport Freeway, Bedford, Texas from (H/MHC) Heavy Commercial/Master Highway Corridor Overlay District to (H/MHC/SUP) Heavy Commercial/Master Highway Corridor Overlay District/Specific Use Permit/Child Care Facility, specific to 3.2.C(3)d of the City of Bedford Zoning Ordinance, allowing for Wayne Rowe to operate a child care facility. The property is generally located north of Airport Freeway and west of Bedford Road. (Z-300)**

Mr. Sanchez presented information regarding this item, which is for a Specific Use Permit (SUP) request for 1101 Airport Freeway to allow Wayne Rowe to operate a child care facility. The property was part of the highway expansion and a portion of the front lot was taken for the feeder road. He understands the building has been vacant for several years and the daycare would operate out of the existing building, with the addition of a playground area on the northeast side of the property. The Planning and Zoning Commission recommended approval of this item at their July 14, 2016 meeting. The Comprehensive Land Use Plan designates the property as commercial. In answer to questions from Council, Mr. Sanchez stated that the masonry fence between the property and the neighboring residential property is pre-cast to look like wood slats. Along the eastern property line, there is a chain-link fence that wraps the eastern property line and cuts back towards the building to the west, and is where the proposed play area is designated on the site plan. There was discussion on the fencing around the playground being a chain link fence and the existing masonry fence. Mr. Sanchez stated that the City is not allowed to issue a building permit to install permanent structures in the utility easement, so the applicant had to designate the play area on the site plan showing that it was outside the easement.

In answer to questions from Council, the applicant, Wayne Rowe, 3261 Silent Creek Trail, Hurst, stated that the actual entrance to the parking lot is not directly off the highway but the facility is easily accessible from the highway; that from a security standpoint, it would have surveillance cameras and the extensive security that any childcare facility would have; that exit plans would be well documented; that they have to get a license through the State and the Texas Department of Family and Protective Services (DFPS); that the chain link fence is already existing and the playground area is in the back yard area, while avoiding the easement; that there is an area of the chain link fence that needs to be repaired where it was run into, but he is not aware of an area where one can get under the fence; and that since part of the parking lot is

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in the 100-year flood plain, they are working on an evacuation plan as part of their plans and procedures to be given to parents, DFPS and the Fire Department. There was discussion on a chain link fence that is physically on the property but is not on the survey.

Mayor Griffin opened the public hearing at 7:19 p.m.

Nobody chose to speak during the public hearing.

Mayor Griffin closed the public hearing at 7:19 p.m.

In answer to further questions from Council, Mr. Sanchez stated that if another person wanted to operate out of the building, they would need to get a new SUP.

Motioned by Councilmember Turner, seconded by Councilmember Champney, to approve an ordinance to rezone Lot A, Block 1, First United Methodist Church Addition, located at 1101 Airport Freeway, Bedford, Texas from (H/MHC) Heavy Commercial/Master Highway Corridor Overlay District to (H/MHC/SUP) Heavy Commercial/Master Highway Corridor Overlay District/Specific Use Permit/Child Care Facility, specific to 3.2.C(3)d of the City of Bedford Zoning Ordinance, allowing for Wayne Rowe to operate a child care facility. The property is generally located north of Airport Freeway and west of Bedford Road. (Z-300)

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

### **6. Public hearing and consider a resolution authorizing the installation of road humps at three locations on Michael Sean Drive.**

Streets and Traffic Manager Bill Lankford presented information regarding this item, which is a resolution to install road humps at three locations on Michael Sean Drive. In August of 2015, Public Works staff received a request from residents on Michael Sean for the installation of road humps pertaining to Ordinance 2213. Staff confirmed that the street was not listed as an emergency response route. In August of 2015, the City received a petition, which met the criteria of the ordinance. In September of 2015, staff was advised that a traffic study was needed per the Public Works Director. These studies were performed on the week of October 23 and December 4, 2015, and January 14, 2016. In February of 2016, authorization from property owners was received for road hump sign installation on Michael Sean, Dover Lane, and Devon Court. In May of 2016, door hangers were delivered to affected residents for them to express support or objection to the proposed installations. Of the 18 responses received, ten were in favor, two were maybes, and six were opposed. All non-responses were assumed to be in support of the installation. In July of 2016, advertising for the public hearing was placed in the Star-Telegram. If this item is approved, a statement of costs will be submitted to the applicant. The current cost estimate is \$1,950 for three road humps and \$800 for four signs. The costs to the residents, per the ordinance, is \$700 per road hump, for a total of \$2,100. The cost to the City should be \$650. If full payment is not received in six months, Michael Sean would be removed from the list of approved streets. Over the previous 15 years, the maintenance for the road humps on Spring Valley Drive and Oakgrove Lane has been \$7,448, or \$931 per road hump. In answer to questions from Council, Mr. Lankford confirmed that it is typical for residents to pay for road humps per the ordinance; that the issue on Michael Sean is namely speed; that other mitigation devices were used including the Police Department speed trailer and volunteers, and the Police working the area on more than one occasion; and that letters of permission were received from the property owners regarding the installation of signs. There was discussion on property owners coming back and wanting to have the humps removed, to which Mr. Lankford stated they would have to go through the same process for the removal.

Mayor Griffin opened the public hearing at 7:29 p.m.

Steve Slayton, 1125 Michael Sean Drive, Bedford – Mr. Slayton stated that he put the petition together. The biggest problem is that speed has gotten higher and higher over the last couple of years. The Police Department did write some tickets, including on a vehicle going 45 miles per hour (mph). People are using

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the street as a cut across and are not considering property, children or pets. He discussed a vehicle that was driving so fast, that it could not stop at the other end and hit the low water crossing, knocking out the motor mounts. He discussed his neighbor's eight-year old granddaughter who commented that vehicles fly down the street. He stated that vehicles that speed could go into somebody's house and it is not safe.

Rod Green, 1141 Michael Sean Drive, Bedford – Mr. Green stated that has lived in his house for 19 years, which is at the crest of the street. It is used as a cut-through for parents delivering their children to Bedford Heights Elementary School, and in the mornings when they are running late, they really travel fast. He was glad his neighbor took this on as a project and stated that if this issue is not solved, there will be some accidents and injuries.

Bobby Little, 1153 Michael Sean Drive, Bedford – Mr. Little stated that he has lived in that location for five years and Bedford for 15 years. He has a four-year-old daughter, and three boys. He has not witnessed anything of the kind spoken about previously. The street is essentially a dead end road that goes into a cul-de-sac and cars have to take 90 degree cut backs. It is a really small street with 18 houses and vehicles have to work to get going that fast. He stated there must be some instances of one person who decides to be lawless; however, it is one of the safest streets he has ever lived on. He stated that there is misrepresentation with his household being on the list as a supporter. The petition was given to him twice and he thought it was a bad idea; however, while he was not home, his wife and one of his sons signed it because it was presented as being about safety and children. There is a misrepresentation of the situation as well, since there has not been a problem on the street for 18 years. He did not think that speed humps would cut down on speeders as there are only two in the whole City. One is on Oakgrove, which is an obvious cut-through and very commercialized. When one goes to sell their house and there are road humps on the street, it represents that the street is dangerous and has a lot of traffic, which he did not think is representative of what is going on.

Carolyn Bauchman, 1105 Michael Sean Drive, Bedford – Ms. Bauchman stated that there needs to be an understanding of the street's configuration. It starts at McLain Road and Cummings Drive, with a stop sign on either end. On McLain, there is no stop sign, so cars come around the corner and keep going. They have no reason to slow down and start from a stop. It is the same from Cummings coming onto Michael Sean as cars go around the corner, start up the street and do not slow down. She had her mailbox taken out by somebody speeding down the street. There are no stop signs at Dover and Devon because they access Michael Sean and if there are no stop signs, the law says one has to slow down and have access. During the school year, people use it to access to Cheek-Sparger Road, so it is not a low-volume residential street.

Eric and Sabrina Vigil, 1124 Michael Sean Drive, Bedford – Ms. Vigil stated that they have lived there over two years and have two small children, including one that attends Bedford Heights, and have never seen any of the issues that were being discussed. There is a 90 degree turn onto the street and at the corner it is difficult to take a high speed and continue going. From what they have seen, vehicles travel at normal speeds. When looking at homes, they saw the speed humps on Oakgrove, and they would not live on a street with road humps as it presents the appearance of an unsafe street. Road humps are also unsightly and take away from property values. It is a very quiet neighborhood and they are frequently out in their front yard and walk their pets. She stated that they are vehemently against the request.

Jerry Hunt, 1129 Michael Sean Drive, Bedford – Mr. Hunt stated that it has been a quiet street and has lived there for 30 years but it has gotten speedier over the last five years. He discussed the vehicle mentioned by Mr. Slayton and stated it must have been going 70 to 80 miles per hours, and something is needed to slow down the vehicles. When vehicles turn off of Cummings onto Michael Sean, they do not slow down and by the time they get to the houses of two of the previous speakers, they do slow down because there is a stop sign.

Marybeth Garcia, 1149 Michael Sean Drive, Bedford – Ms. Garcia stated she was opposed to the speed humps. She appreciated the concerns her neighbors have for children and pets. She has two children that attend Bedford Heights and they have not had any of the issues or concerns of her neighbors She does have a concern how the speed humps will impact emergency responders. In regards to the vehicle

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mentioned by Mr. Slayton and Mr. Hunt, she stated the driver would have been reckless even with speed humps. If this is the one incident her neighbors have to point to, she did not feel it justified putting speed humps on the street.

Matt Coburn, 1113 Michael Sean Drive, Bedford – Mr. Coburn stated that he has three small children and would not let them play in the front yard because of speeders. Coming down Dover, if there are not speed humps, a vehicle could fly into his daughter's bedroom. The discussion is about safety, and if a couple of speed humps will slow people down, it does not seem to be a bad idea.

Melody Coburn, 1100 Michael Sean Drive, Bedford – Ms. Coburn stated that she lives at the corner of Michael Sean and Cummings and it is abuse all day. She has lived there 26 years and it has never been an issue until the last two or three years, and she does not know what caused the change. There are violations all day long. She stated a stop sign at the corner would be wonderful in order to get momentum stopped. Though road humps may be an inconvenience, it is trumped by safety.

There was discussion on the results of a Police Department speed survey and having stop signs at Dover and Cummings.

Mayor Griffin closed the public hearing at 7:50 p.m.

In answer to questions from Council, Mr. Lankford stated that the Manual of Uniform Traffic Devices from the Federal Highway Administration specifically forbids stop signs for being used for speed control. The option for stop signs is if there are sight obstructions or if it is an in-turn for a traffic signal. Neither of these issues exist in that area that would warrant a study for a stop sign. He stated the speed trailer gives the average speed, not the 85th percentile, which is used for engineering studies. The average speed in the area was between 15 and 30 mph. For the traffic study, counters were placed for multiple days at three locations, the first between Michael Sean and Devon, the second between Devon and Dover, and the third between Dover and Cummings. Per the ordinance, there had to be a minimum of 300 vehicles per day. For the October 23, 2015 study, there were 506 vehicles at the first counter, with an average speed of 26 mph, and the 85th percentile was 34 mph. At the second counter, there were 400 vehicles per day, with an average speed of 30 mph, and the 85th percentile was 33.15 mph westbound and 51.25 mph eastbound. At the third counter, there were 270 vehicles per day, with an average speed of 25 mph, and the 85th percentile was 30 mph. For the second study performed the week of December 1, the 85th percentile speeds between Michael Sean and Devon were 38 mph and 36 mph respectively, with an average speed of 28 mph. Between Devon and Dover, there was an average of 408 vehicles per day, with an average speed of 30 mph, and the 85th percentiles were 37 mph eastbound and 55.22 mph westbound. At Dover and Cummings, there were an average of 320 vehicles per day, with an average speed of 24 mph, and the 85th percentile was 30 mph. For the final speed study the week of January 14, 2016, there was an average of 378 vehicles per day, with an average speed of 26 mph, and the 85th percentiles were 29 mph and 33 mph. At Devon and Dover, there was an average of 304 vehicles per day, with an average speed of 26 mph, and the 85th percentile was 30 mph. Between Dover and Cummings, there was an average of 274 vehicles, per day, with an average speed of 25 mph, and the 85th percentiles were 24.7 mph westbound and 37 mph eastbound.

In answer to further questions from Council, Mr. Lankford stated that nothing has changed as far as the design of road humps since those on Oak Valley and Spring Valley were installed 15 years previously. In regard to stop signs and the Manual of Uniform Traffic Designs, City Attorney Stan Lowry stated that the manual does not create liability but instead is a component of liability should a municipality be brought into litigation over the use of a traffic control device. In answer to a question from Council regarding evidence or studies that show road humps reducing accidents, Police Chief Jeff Gibson commented that anything to slow down speed would make a difference. There was discussion that the residents closer to McLain did not seem to have the problem that the residents have who live closer to Cummings. In answer to questions from Council, Mr. Lankford stated that the petition was approved by 80 percent of the residents; that if two people signed from the same address, it was classified as one; and that the stop sign at King Drive and Wade Drive went through the process of a stop sign warrant and there were sight obstructions at the intersection. In regard to the speaker who said the petition shows they approved of the

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road humps but that they did not in fact approve of them, City Manager Roger Gibson stated that more than one family member in a household can have a different opinion on a particular matter; and that 82 percent of residents wanted road humps. He further stated that in his experience in law enforcement, he did not recall an incident of vehicle leaving the road and running into a house occurring on a street that had road humps. In answer to further questions from Council, Mr. Lankford confirmed that the residents have six months to collect the funds and give them to the City. He stated that there are no posted speed limit signs on Michael Sean; that unless there is a different speed posted, per State law, the speed limit is always 30 mph; that speed limit signs could be posted at the location but he does not endorse "Children at Play" signs; and that people who would disobey a stop sign most likely would disobey any other kind of sign. There was discussion on educational problems in relation to the 30 mph speed limit State rule; the parameters to install a stop sign; and new technology to alert people that they need to slow down including signs that have LEDs using by solar power, which are expensive.

Motioned by Councilmember Fisher, seconded by Councilmember Champney, that in the interest of safety, with 80 percent of people signing the petition, as well as the evidence of excessive speeds, to approve a resolution authorizing the installation of road humps at three locations on Michael Sean Drive.

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

- 7. Consider an ordinance amending the City of Bedford Code of Ordinances, Chapter 114, Article II, Section 114-42 "Prohibited turns at Intersections" to include the specific location listed for intersections at which drivers of vehicles shall only make a right turn where an authorized sign clearly indicates that "Right Turn Only" is permitted.**

This item was approved by consent.

- 8. Consider a resolution authorizing the City Manager to enter into a contract with the Hurst-Euless-Bedford Independent School District to provide two School Resource Officers for the 2016/17 school year, in the amount of \$158,466, paid for by the District.**

This item was approved by consent.

- 9. Consider a resolution authorizing the City Manager to enter into the second year of a four-year contract with Scobee Foods, Inc., for the purchase of prisoner meals for the Detention Facility.**

This item was approved by consent.

- 10. Receive the 2016 Ad Valorem Tax Roll from the Tarrant Appraisal District as certified by the Chief Appraiser, Jeff Law.**

Administrative Services Director Cliff Blackwell presented information on this item and Item #11. Pursuant to Section 26.04 of the Tax Code, the chief appraiser must submit the certified tax roll to the governing body by August 1 or as soon thereafter as practicable. Further, the tax collector must also certify the anticipated collection rate to the governing body by August 1 or as soon thereafter as practicable.

The certified tax roll for tax year 2016 was what staff used to propose and fund the budget for Fiscal Year 2017. The certified value is \$3,390,275,174, which is the taxable value of all taxable properties throughout the City. The Tarrant Appraisal District submits to local governments properties that are under protest, and those valuations are not included in the certified value. Other properties are considered incomplete. The District gives an estimated net taxable value that incorporates an anticipated conclusion of those properties under protest and the incomplete values, which for Bedford is \$3,566,086,055. This represents an increase from the previous year of 11.7 percent. The last time the City had such a significant increase was in 2007, which had a 5.93 percent increase. Residential valuations increased 11.8 percent, from \$2B the previous year to \$2.3B. Commercial valuations increased 16.8 percent, from \$1B the previous year to \$1.2B. There was an impressive amount of growth from the previous year to the current year, but he does not anticipate such record numbers the following year. With this potential growth, it lends itself to

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effective and rollback rates moving in the opposite direction. He stated the anticipated collection rate is always at 100 percent; if the City certifies a collection rate that is not 100 percent, the tax assessor/collector measures the collection ratio throughout the year and measures the amount in excess of the collection rate, which is used in the following year's truth-in-taxation calculations and drives down the debt rate.

### **11. Receive the certified anticipated collection rate from the Tarrant County Tax Assessor Collector for the City of Bedford, Texas.**

This item was discussed along with Item #10.

### **12. Consider a proposed tax rate and set two public hearings on the proposed tax rate, if required.**

Strategic Services Manager Meg Jakubik presented information regarding this item, which is to call the public hearings on the tax rate. The effective rate is \$0.448259 per \$100 valuation. The proposed rate, which is equal to the rollback rate, is \$0.476509 per \$100 valuation. Council will be setting a maximum rate that would be considered as part of the budget process; if it is over the effective rate, two public hearings will need to be called, which staff is recommending to be on August 23 and September 6, 2016. The public hearings will be appropriately published for citizens to be notified. There was discussion on the statutory language for the motion; and the budget work session held the previous Friday, where the consensus of the Council was for the current tax rate to be the not-to-exceed number.

Motioned by Councilmember Farco, seconded by Councilmember Turner, to consider a tax rate of \$0.494830 per \$100 assessed valuation to be voted on the September 13, 2016 agenda, and schedule a public hearing to discuss the tax rate on Tuesday, August 23, 2016 at 6:30 p.m. at Bedford City Hall and a second public hearing to discuss the tax rate on Tuesday, September 6, 2016 at 6:30 p.m. at Bedford City Hall.

Motion approved 6-1-0. Mayor Griffin declared the motion carried.

Voting in favor of the motion: Mayor Griffin, Councilmember Sartor, Councilmember Champney, Councilmember Farco, Councilmember Turner and Councilmember Fisher.

Voting in opposition to the motion: Councilmember Gebhart

### **13. Call a public hearing on the proposed FY 2016-2017 budget to be held on August 23, 2016 at 6:30 p.m. in the City Hall Council Chambers.**

Motioned by Councilmember Sartor, seconded by Councilmember Gebhart, to call a public hearing on the proposed FY 2016-2017 budget to be held on August 23, 2016 at 6:30 p.m. in the City Hall Council Chambers.

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

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

- ✓ **Animal Shelter Advisory Board - Councilmember Fisher**

Councilmember Fisher reported that updated statistics from the Animal Shelter are available online.

- ✓ **Beautification Commission - Councilmember Turner**

Councilmember Turner reported that the Commission is working on preparations for the fall.

- ✓ **Community Affairs Commission - Councilmember Farco**

Councilmember Farco reported that the Board will meet the following Thursday at 5:30 p.m.

✓ **Cultural Commission - Councilmember Champney**

Councilmember Champney reported that the Commission met the previous evening and the primary topic was the Danny Wright performance at the Old Bedford School. Over 70 tickets have been sold and he gave credit to Roger Gallenstein for his efforts in pulling the event together. There will be a cellist that will also be performing. The event will start at 7:30 p.m. with a reception, with Mr. Wright's performance starting at 8:00 p.m. They also discussed dates for ArtsFest in April on the following year. There was discussion on a recent art event and a three-day art class attended by people from different states. Councilmember Champney gave credit to Commission Member Josh Santillan who has been driving those efforts. He invited people to see the art displays in the empty storefronts and Mr. Santillan's art center at the shopping center at Harwood Road and Central Drive.

✓ **Library Advisory Board - Councilmember Farco**

Councilmember Farco congratulated the 224 children who read over 2,500 minutes for the Summer Reading Club. Children read over 1.2M minutes this summer. The City did a great job promoting summer reading. The Mayor and Dr. Griffin handed out awards the previous Saturday.

✓ **Parks and Recreation Board - Councilmember Sartor**

Councilmember Sartor reported that the Board met August 4, 2016 at the Old Bedford School. He thanked staff for the "Pokemon Go" event. One of the comments he heard several times were from people that did not know about the Boys Ranch Park, meaning the event attracted people from a large area to the City. There is still a large amount of people at the Park. He encouraged people to go to the City's various Facebook pages and like them, since many events like "Pokemon Go" are advertised on them. The City's website has information about activities. He asked for patience regarding the repair on the east pavilion at the Boys Ranch, which is structural but not safety-related.

✓ **Teen Court Advisory Board - Councilmember Gebhart**

Councilmember Gebhart reported that the Board will resume meetings in September.

✓ **Senior Citizen Liaison - Councilmember Turner**

Councilmember Turner reported that staff is meeting to organize new activities for the upcoming year. In regards to the "Pokemon Go" craze, there was a problem with parking at the Senior Center, including no spaces being available at a recent dance. There were a number of complaints but the problem has been addressed.

**15. Council member Reports**

Councilmember Farco congratulated staff on the "Pokemon Go" event at the Boys Ranch. There were over 3,000 people in attendance and the event was put together practically overnight. On any day, one can see children chasing virtual creatures and experiencing the park. He thanked the Mayor and Council Members that attended. The event was free to the citizens and the City received a lot of great feedback.

Mayor Griffin discussed working together in community, including the three cities and partnering with the School District. On Saturday, 6 Stones will be hosting a back-to-school backpack event.

**16. City Manager/Staff Reports**

City Manager Roger Gibson thanked Council for their recognition of staff's efforts on the "Pokemon Go" event.

**17. 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 Griffin adjourned the meeting at 8:35 p.m.

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Jim Griffin, Mayor

ATTEST:

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Michael Wells, City Secretary