

Council Minutes January 14, 2020

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 14th day of January, 2020 with the following members present:

Michael Boyter
Tom Burnett
Dan Cogan
Ruth Culver
Roger Fisher
Amy Sabol

Mayor
Councilmembers

constituting a quorum.

Councilmember Sartor arrived at approximately 5:55 p.m.

Staff present included:

Brian Bosshardt
Stan Lowry
Michael Wells
Natalie Foster
Meg Jakubik
Kenny Overstreet
Cissy Sylo

City Manager
City Attorney
City Secretary
Public Information Officer
Strategic Services Manager
Public Works Director
Capital Projects Director

COUNCIL CHAMBER WORK SESSION

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

• Presentation and discussion on the FY 20-21 Budget Calendar.

Strategic Services Manager Meg Jakubik presented information on amendments to the Texas Tax Code and their effect on the City's Budget Calendar. She gave an overview of the legal requirements in the City's Charter, and the Texas Local Government, Tax and Election Codes, and presented the proposed budget adoption calendar. There was discussion on the compressed timeframe for Council to review the budget book prior to the budget work session, the consequences of the new legislation, and possible pushback from municipalities in the next legislative session. Council was of the consensus to move the second meeting in August to Monday, August 24, 2020.

Mayor Boyter adjourned the Work Session at 5:44 p.m.

EXECUTIVE SESSION

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- a) Pursuant to Section 551.071(2), consultation with the City Attorney on matters in which the duty of the City Attorney under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Chapter 551 of the Texas Government Code - Preliminary and Final Plat, Joseph W Shaklee Survey, Abstract 1390, Tracts 2A01 and 2B. **This item requested by Mayor Boyter
- b) Pursuant to Section 551.074, personnel matters - annual performance review of the City Manager. **This item requested by Mayor Boyter.

Council convened into Executive Session pursuant to Texas Government Code Section 551.071(2), consultation with the City Attorney on matters in which the duty of the City Attorney under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with Chapter 551 of the Texas Government Code - Preliminary and Final Plat, Joseph W Shaklee Survey, Abstract 1390, Tracts 2A01 and 2B; and Section 551.074, personnel matters - annual performance review of the City Manager, at 5:45 p.m.

Council reconvened from Executive Session at 6:00 p.m. Council was unable to finish the Executive Session and will convene again at the end of the Regular Session.

REGULAR SESSION

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

CALL TO ORDER/GENERAL COMMENTS

Mayor Boyter called the meeting to order.

INVOCATION

Councilmember Fisher gave the invocation.

PLEDGE OF ALLEGIANCE

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

ANNOUNCEMENTS/UPCOMING EVENTS

Public Information Officer Natalie Foster reported on upcoming events, including an egret workshop at the Library on January 15, 2020 and the Bedford Valentines Dance at the Boys Ranch Activity Center on February 7, 2020. She announced the Citizens Fire Academy is accepting applications through February.

Mayor Boyter welcomed Sean Steves, who was taking part in the Youth in Government program through the HEB Chamber of Commerce. He discussed the ribbon cutting for Physicians Mutual Insurance Company and welcomed them to the City.

OPEN FORUM

Tom Culbert, 1925 Charleston Drive, Bedford – Mr. Culbert signed up to speak on Item #7. He asked the Senior Center to be left where it is as part of the Phase Next project, in order to save money on construction costs for the multigenerational buildings. He stated there would be no need to tear up parking lots and curbs nor transplant trees if the Senior Center is left where it is.

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He stated nobody was in favor of the multigenerational building who was not the former mayor at a recent meeting at the Senior Center.

CONSIDER APPROVAL OF ITEMS BY CONSENT

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

Motioned by Councilmember Burnett, seconded by Councilmember Culver, to approve the following items by consent: 1 and 2.

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

- 1. Consider approval of the following City Council minutes:**
 - a) December 10, 2019 regular meeting**
 - b) December 18, 2019 work session**

This item was approved by consent.

- 2. Consider a resolution altering the membership of the Cultural Commission.**

This item was approved by consent.

NEW BUSINESS

- 3. Consider a resolution authorizing the City Manager to renew the agreement with Stripe-A-Zone, Inc., utilizing the City of Grand Prairie's Pavement Marking Services contract, through the Master Interlocal Cooperative Purchasing Agreement, in the amount of \$150,000, for the 2020 Pavement Markings Services Program.**

Public Works Director Kenny Overstreet presented information regarding this item, which is to renew the agreement with Stripe-A-Zone. He stated the City has piggybacked onto a master interlocal agreement between the City of Grand Prairie and Stripe-A-Zone for various striping needs the previous four years. Funding for this contract was approved by the Street Improvement Development Corporation (SIEDC) Board and the City Council as part of the budget process. In response to questions from Council, Mr. Overstreet confirmed the company was not the same one that striped Harwood Road.

Motioned by Councilmember Culver, seconded by Councilmember Burnett, to approve a resolution authorizing the City Manager to renew the agreement with Stripe-A-Zone, Inc., utilizing the City of Grand Prairie's Pavement Marking Services contract, through the Master Interlocal Cooperative Purchasing Agreement, in the amount of \$150,000, for the 2020 Pavement Markings Services Program.

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

- 4. Consider a resolution authorizing the City Manager to renew the agreement with Curtco, Inc., utilizing the City of Grand Prairie's Joint and Crack Sealing Services contract, through the Master Interlocal Cooperative Purchasing Agreement, in the amount of \$150,000, for the 2020 Joint and Crack Sealing Services Program.**

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Mr. Overstreet presented information regarding this item, which is to renew the contract with Curtco, Inc. He stated the City seals cracks in roadways every year to prevent water invasion and preserve the pavement. The City has utilized Curtco, Inc. the previous two years. Funding for this contract was approved by the Street Improvement Development Corporation (SIEDC) Board and the City Council as part of the budget process. In response to questions from Council, Mr. Overstreet stated a certified inspector is assigned to verify the company's work.

Motioned by Councilmember Fisher, seconded by Councilmember Sabol, to approve a resolution authorizing the City Manager to renew the agreement with Curtco, Inc., utilizing the City of Grand Prairie's Joint and Crack Sealing Services contract, through the Master Interlocal Cooperative Purchasing Agreement, in the amount of \$150,000, for the 2020 Joint and Crack Sealing Services Program.

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

5. Consider a resolution authorizing the City Manager to purchase 25 AI-500-085-02 Series Glance Preempt and Priority Field Monitoring Units (FMU) for traffic signals through Paradigm Traffic Systems, in the amount of \$220,000, utilizing the BuyBoard Cooperative Purchasing Agreement.

Mr. Overstreet presented information regarding this item, which is for a new preempt system allowing communication between all traffic signals and the traffic control system at the Public Works Service Center. The current system relies on radios, which are failing due to outdated equipment and technology, and is hampered by line-of-site problems. The new system uses cellular-based technology and is plug-and-play, allowing for new features to be added in the future such as detection cameras and a preempt system for emergency vehicles. He discussed other cities adopting the technology, including Euless. He stated there are 26 traffic signals in the City, and one signal damaged previously has the new unit installed. In response to questions from Council, Mr. Overstreet stated upgrades to the antennas on the water tower and the radio system are still needed for the supervisory control and data acquisition (SCADA) system. There was discussion on the impact of the new system on the congestion at Cheek-Sparger Road and Glade Parks. Mr. Overstreet stated the City would continue to use the Opticom system for emergency vehicles.

Motioned by Councilmember Culver, seconded by Councilmember Cogan, to approve a resolution authorizing the City Manager to purchase 25 AI-500-085-02 Series Glance Preempt and Priority Field Monitoring Units (FMU) for traffic signals through Paradigm Traffic Systems, in the amount of \$220,000, utilizing the BuyBoard Cooperative Purchasing Agreement.

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

6. Consider a resolution authorizing the City Manager to enter into a professional services agreement with Half Associates, Inc., in an amount not to exceed \$60,000, for miscellaneous engineering services.

Mr. Overstreet presented information regarding this item. He stated the Public Works engineer retired and therefore, there is no one on staff to review plans and perform other engineering functions. Staff negotiated with Half Associates to act as the City's engineer and provide professional engineering services until a new engineer is hired. He stated the estimated costs were calculated based on the company's expense fees and the number of hours put into plan reviews and other projects by the former engineer. In response to questions from Council, Mr.

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Overstreet stated staff recommends Halff Associates based on working closely with them on other projects. There was discussion on outsourcing engineering services and when the engineering position would be posted.

Motioned by Councilmember Culver, seconded by Councilmember Sabol, to approve a resolution authorizing the City Manager to enter into a professional services agreement with Halff Associates, Inc., in an amount not to exceed \$60,000, for miscellaneous engineering services.

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

7. Consider a resolution authorizing the City Manager to execute Contract Amendment #3 for the Professional Services Agreement between Halff Associates, Inc and the City of Bedford, Texas related to Landscape Architecture, Civil Engineering and Other Professional Services for Boys Ranch Park - Phase Next.

Capital Projects Director Cissy Sylo presented information regarding this item. She discussed the previous amendments to the contract with Halff Associates, including title work for the Clubhouse for Special Needs property and the arts facility at the Old Bedford School. She stated the amendment requires asbestos testing of each facility and structure scheduled to be removed at the Boys Ranch Park prior to destruction. In response to questions from Council, Ms. Sylo stated it would take approximately one month to get back the test results. Halff has a certified lab that does the testing, and staff looked at other companies' qualifications prior to selecting Halff Associates. Once the testing is complete, the City would receive a report on how to contain and treat any asbestos found. Ms. Sylo did not believe the testing would add additional time to the project.

Motioned by Councilmember Sabol, seconded by Councilmember Burnett, to approve a resolution authorizing the City Manager to execute Contract Amendment #3 for the Professional Services Agreement between Halff Associates, Inc and the City of Bedford, Texas related to Landscape Architecture, Civil Engineering and Other Professional Services for Boys Ranch Park - Phase Next.

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

8. Discussion and action regarding the appointment of the Mayor Pro Tem and Board and Commission Liaisons.

There was discussion on filling Council liaison vacancies on various Boards and Commissions.

Motioned by Councilmember Culver, seconded by Councilmember Burnett, to approve the following appointments:

Trinity River Authority – Councilmember Culver
Audit Committee - Councilmember Burnett
Industrial Development Authority – Councilmember Culver
Economic Development Foundation – Councilmember Fisher

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

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There was discussion on filling the vacant Mayor Pro Tem position. Councilmember Fisher stated he would be interested in the position but did not feel he would have the votes.

Motioned by Councilmember Fisher, seconded by Councilmember Culver, to nominate Councilmember Sabol as Mayor Pro Tem.

Motion approved 5-2-0. Mayor Boyter declared the motion carried.

Voting in favor of the motion: Mayor Boyter, Councilmember Cogan, Councilmember Sabol, Councilmember Burnett, and Councilmember Culver

Voting in opposition to the motion: Councilmember Sartor and Councilmember Fisher

9. Mayor/Council Member Reports

Councilmember Fisher thanked City staff that were in attendance.

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

✓ **Animal Shelter Advisory Board**

No report was given.

✓ **Beautification Commission**

No report was given.

✓ **Community Affairs Commission**

No report was given.

✓ **Cultural Commission**

No report was given.

✓ **Library Advisory Board**

No report was given.

✓ **Parks and Recreation Board**

Councilmember Sartor reported the Board discussed highlighting additional parks in Bedford during the Phase Next construction.

✓ **Teen Court Advisory Board**

Councilmember Fisher discussed Council selling raffle tickets for the Teen Court Gala.

✓ **Senior Center Representative**

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Councilmember Cogan stated he plans on meeting at the Senior Center the following week and reported there were 72 attendees at the last dance.

11. City Manager/Staff Reports

No report was given.

EXECUTIVE SESSION

a) Pursuant to Section 551.074, personnel matters - annual performance review of the City Manager. **This item requested by Mayor Boyter.

Council convened into Executive Session pursuant to Texas Government Code Section 551.074, personnel matters - annual performance review of the City Manager, at 7:13 p.m.

Council reconvened from Executive Session at 12:30 a.m. Any necessary action to be taken as a result of the Executive Session will be during the Regular Session.

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

Mayor Boyter read the following statement: "The City of Bedford and Brian Bosshardt have mutually agreed that he will no longer be serving in a City Manager role effective immediately."

Motioned by Councilmember Sabol, seconded by Councilmember Burnett to approve the mutual separation with Brian Bosshardt.

Motion approved 5-2-0. Mayor Boyter declared the motion carried.

Voting in favor of the motion: Mayor Boyter, Councilmember Cogan, Councilmember Sabol, Councilmember Burnett, and Councilmember Culver

Voting in opposition to the motion: Councilmember Sartor and Councilmember Fisher

ADJOURNMENT

Mayor Boyter adjourned the meeting at 12:31 a.m.

ATTEST:

Michael Boyter, Mayor

Michael Wells, City Secretary