

City of Carrollton

1945 E. Jackson Road
Carrollton, TX 75006



REGULAR WORKSESSION & MEETING

Tuesday, July 16, 2024

5:45 PM

CITY HALL, 2nd Floor

City Council

Mayor Steve Babick
Mayor Pro Tem Richard Fleming
Deputy Mayor Pro Tem Christopher Axberg
Councilmember Jason Carpenter
Councilmember Andrew Palacios
Councilmember Nancy Cline
Councilmember Daisy Palomo
Councilmember Rowena Watters

*****PRE-MEETING / EXECUTIVE SESSION*******5:45 P.M. – COUNCIL BRIEFING ROOM**

1. Receive **information and discuss Agenda.**
2. Council will convene in Executive Session pursuant to Texas Government Code:
 - **Section 551.071** for private consultation with the City Attorney to seek legal advice with respect to pending and contemplated litigation and including all matters on this agenda to which the City Attorney has a duty under the Texas Rules of Discipline and Professional Conduct regarding confidential communication with the City Council.
 - **Section 551.087** to discuss Economic Development.
3. Council will reconvene in open session to consider action, if any, on matters discussed in the Executive Session.

*****WORKSESSION*****

4. Discuss **Resolution Of Support For Transit 2.0 Initiative.**
5. Discuss **Fiscal Year 2025 Capital Improvements Plan Advisory Committee (CIPAC) Capital Project Recommendations.**
6. Receive **Infrastructure Update And Discuss Proposed Fiscal Year 2025 Additions To Base From Public Works Department And Engineering Department.**
7. Discuss **Proposed Fiscal Year 2025 Additions To Base From Fleet And Facilities Department.**
8. Discuss **Proposed Fiscal Year 2025 Additions To Base From Environmental Services Department.**
9. Discuss **Proposed Fiscal Year 2025 Additions To Base From Public Safety.**
10. **Mayor And Council Reports And Information Sharing.**

*****REGULAR MEETING 7:00 PM*****

INVOCATION - Mayor Pro Tem Richard Fleming

PLEDGE OF ALLEGIANCE - Councilmember Andrew Palacios

PRESENTATIONS

11. Present A Proclamation Declaring July As Park & Recreation Month.

PUBLIC COMMENT

12. **Hearing of any citizen/visitor on items listed on the regular meeting agenda. Citizens wishing to address the Council regarding items not on the posted agenda will be called to speak during the Public Forum.**

Citizens/visitors should complete an appearance card located on the table at the entrance to the City Council Chambers. Speakers must address their comments to the presiding officer rather than to individual Council members or staff; Stand at the podium, speak clearly into the microphone and state your name and address prior to beginning your remarks; Speakers will be allowed between 2 and 5 minutes for testimony; Speakers making personal, impertinent, profane or slanderous remarks may be removed from the room; Unauthorized remarks from the audience, stamping of feet, whistles, yells, clapping, and similar demonstrations will not be permitted; No placards, banners or signs will be permitted in the Chambers or in any other room in which the Council is meeting. In accordance with the State Open Meetings Act, the City Council is restricted from discussing or taking action on items not listed on the agenda. Action can only be taken at a future meeting.

CONSENT AGENDA

*(*All items marked with a single asterisk are part of a Consent Agenda and require no deliberation by the Council. Each Council member has the prerogative of removing an item from this agenda so that it may be considered separately. Contracts and agreements are available in the City Secretary's Office.)*

MINUTES

- *13. Consider Approval Of The June 25, 2024 Regular Meeting Minutes.
- *14. Consider Approval Of The July 2, 2024 Regular Meeting Minutes.

BIDS & PURCHASES

- *15. Consider Approval Of BID #24-044 For Street Sweeping Services From Sweeping Corporation of America, LLC In An Amount Not To Exceed \$159,000.00 Annually With A Total Contract Amount Not To Exceed \$477,000.00.
- *16. Consider Approval Of BID #24-055 From R&A Legacy Construction LLC For The Alley Improvement Program In An Amount Not To Exceed \$1,500,000.00 Annually For A Total Three Year Contract Amount Not To Exceed \$4,500,000.00.

- *17.** Consider Approval Of Outdoor Fitness Equipment By Greenfields Outdoor Fitness Through An Inter-Local Agreement With BuyBoard In An Amount Not To Exceed \$292,038.41.
- *18.** Consider Approval Of The Purchase Of IT Professional Services From Catapult Staffing, LLC. Through Texas DIR In A Total Amount Not To Exceed \$1,200,000.00
- *19.** Consider Approval Of The Purchase Of GIS Support Block From NV5 Geospatial, Inc. Through Texas DIR For A Total Amount Not To Exceed \$70,000.00.
- *20.** Consider Approval Of The Purchase And Installation Of Additional Cardio Equipment And Weight Equipment From Comm-Fit For The Rosemeade Recreation Center Through An Inter-Local Agreement With Buy-Board In The Amount Of \$77,856.05 For A New Total Amount Not To Exceed \$155,468.92.

ORDINANCES

- *21.** Consider An Ordinance Amending The Code Of Ordinances Chapter 73, "Traffic Schedules" To Amend Schedule I, Sections (A)(6) And (A)(10) To Revise The Existing School Speed Zone Hours; Providing That Proof Of A Culpable Mental State Shall Not Be Required; Providing For Savings, Severability, Repealer, And Penalty Clauses.
- *22.** Consider An Ordinance Amending The Capital Budgets And Operating Budgets For Fiscal Year October 1, 2023, Through September 30, 2024.

RESOLUTIONS

- *23.** Consider A Resolution Authorizing The City Manager To Enter Into An Amended Agreement With Dallas Area Rapid Transit (DART) For Improvements To The Luna Road Crossing Of The DART Rail Line.
- *24.** Consider A Resolution Authorizing The Assignment Of An Economic Development Grant Agreement To Rebate Property Taxes At 1415 South Broadway From BSPMT Broadway Carrollton, LLC to CRP/RPM LYV Broadway Owner, L.P..
- *25.** Consider A Resolution Supporting The Transit 2.0 Initiative As Led By The North Central Texas Council Of Governments And Funded By The Regional Transportation Council.

OTHER BUSINESS

26. Consider Approval Of A Waiver Of Public Improvement District Penalty And Interest On Property Account #965883DEN, In Accordance With Recommendation Of Denton County Tax Assessor/Collector And The Court Of County Commissioners.
27. Consider Approval Of A Waiver Of The City of Carrollton's Tax Related Penalty And Interest On Property Account #965883DEN, In Accordance With Recommendation Of Denton County Tax Assessor/Collector And The Court Of County Commissioners.

PUBLIC FORUM

28. **Hearing of any citizen/visitor on items not listed on the regular meeting agenda. Citizens wishing to address the Council regarding items on the posted agenda will be called to speak during the Council's consideration of such items.**
- Citizens/visitors should complete an appearance card located on the table at the entrance to the City Council Chambers. Speakers must address their comments to the presiding officer rather than to individual Council members or staff; Stand at the podium, speak clearly into the microphone and state your name and address prior to beginning your remarks; Speakers will be allowed between 2 and 5 minutes for testimony; Speakers making personal, impertinent, profane or slanderous remarks may be removed from the room; Unauthorized remarks from the audience, stamping of feet, whistles, yells, clapping, and similar demonstrations will not be permitted; No placards, banners or signs will be permitted in the Chambers or in any other room in which the Council is meeting. In accordance with the State Open Meetings Act, the City Council is restricted from discussing or taking action on items not listed on the agenda. Action can only be taken at a future meeting.

ADJOURNMENT

CERTIFICATE - I certify that the above agenda giving notice of meeting was posted on the bulletin board at the City Hall of Carrollton, Texas on the 12th day of July 2024 at 12:00pm.

Chloe Sawatzky

Chloe Sawatzky, City Secretary

This building is wheelchair accessible. For accommodations or sign interpretive services, please contact City Secretary's Office at least 72 hours in advance at 972-466-3001. Opportunities and services are offered by the City of Carrollton without regard to race, color, age, national origin, religion, sex or disability.

Pursuant to Section 551.071 of the Texas Government Code, the City Council reserves the right to consult in a closed meeting with its attorney and to receive legal advice regarding any item listed on this agenda. Further, the Texas Open Meetings Act, codified in Chapter 551 of the Texas Government Code, does not require an agenda posting where there is a gathering of a quorum of the City Council at a regional, state or national convention or workshop, social function, convention, workshop, ceremonial event or press conference. The City Secretary's Office may occasionally post agendas for social functions, conventions, workshops, ceremonial events or press conference; however, there is no legal requirement to do so and in the event a social function, convention, workshop, ceremonial event or press conference is not posted by the City Secretary's Office, nothing shall preclude a quorum of the City Council from gathering as long as "deliberations" within the meaning of the Texas Open Meetings Act do not occur.

FIREARMS PROHIBITED at City Council meetings pursuant to Texas Penal Code Sections 46.035(c) and 30.05.



City of Carrollton

1945 E. Jackson Rd
Carrollton TX 75006

Agenda Memo

File Number: 6772

Agenda Date: 7/16/2024

Version: 1

Status: Work Session

In Control: City Council

File Type: Work Session Item

Agenda Number: 4.

CC MEETING: July 16, 2024

DATE: July 11, 2024

TO: Erin Rinehart, City Manager

FROM: Krystle Boise, Strategic Services Director

Discuss **Resolution Of Support For Transit 2.0 Initiative.**

BACKGROUND:

The purpose of this worksession is to give the City Council an opportunity to discuss the Transit 2.0 Initiative, which is being led by the North Central Texas Council of Governments. A Resolution affirming the City Council's support also appears on this agenda.



City of Carrollton

1945 E. Jackson Rd
Carrollton TX 75006

Agenda Memo

File Number: 6766

Agenda Date: 7/16/2024

Version: 1

Status: Work Session

In Control: City Council

File Type: Work Session Item

Agenda Number: 5.

CC MEETING: July 16, 2024

DATE: July 10, 2024

TO: Erin Rinehart, City Manager

FROM: Jonathan Wheat, P.E., Engineering Director

Discuss **Fiscal Year 2025 Capital Improvements Plan Advisory Committee (CIPAC)**
Capital Project Recommendations.

BACKGROUND:

Mr. Karim Ali, Chairman of CIPAC, will present the Fiscal Year 2025 capital project recommendations from CIPAC.



City of Carrollton

1945 E. Jackson Rd
Carrollton TX 75006

Agenda Memo

File Number: 6751

Agenda Date: 7/16/2024

Version: 1

Status: Work Session

In Control: City Council

File Type: Work Session Item

Agenda Number: 6.

CC MEETING: July 16, 2024

DATE: July 8, 2024

TO: Erin Rinehart, City Manager

FROM: Jody Byerly, Public Works Director
Jonathan Wheat, P.E., Engineering Director
Krystle Boise, Strategic Services Director

Receive Infrastructure Update And Discuss Proposed Fiscal Year 2025 Additions To Base From Public Works Department And Engineering Department.



City of Carrollton

1945 E. Jackson Rd
Carrollton TX 75006

Agenda Memo

File Number: 6747

Agenda Date: 7/16/2024

Version: 1

Status: Work Session

In Control: City Council

File Type: Work Session Item

Agenda Number: 7.

CC MEETING: July 16, 2024

DATE: June 27, 2024

TO: Erin Rinehart, City Manager

FROM: Dwayne Bianco, Fleet and Facilities Director

Discuss **Proposed Fiscal Year 2025 Additions To Base From Fleet And Facilities Department.**



City of Carrollton

1945 E. Jackson Rd
Carrollton TX 75006

Agenda Memo

File Number: 6752

Agenda Date: 7/16/2024

Version: 1

Status: Work Session

In Control: City Council

File Type: Work Session Item

Agenda Number: 8.

CC MEETING: July 16, 2024

DATE: July 8, 2024

TO: Erin Rinehart, City Manager

FROM: Cory Heiple, Environmental Services Director
Krystle Boise, Strategic Services Director

Discuss **Proposed Fiscal Year 2025 Additions To Base From Environmental Services Department.**



City of Carrollton

1945 E. Jackson Rd
Carrollton TX 75006

Agenda Memo

File Number: 6771

Agenda Date: 7/16/2024

Version: 1

Status: Work Session

In Control: City Council

File Type: Work Session Item

Agenda Number: 9.

CC MEETING: July 16, 2024

DATE: July 10, 2024

TO: Erin Rinehart, City Manager

FROM: Roberto Arredondo, Police Chief
Michael Thomson, Fire Chief
Rex Redden, Executive Director of Public Safety

Discuss **Proposed Fiscal Year 2025 Additions To Base From Public Safety.**



City of Carrollton

1945 E. Jackson Rd
Carrollton TX 75006

Agenda Memo

File Number: 5231

Agenda Date:

Version: 1

Status: Work Session

In Control: City Council

File Type: Work Session Item

Agenda Number: 10.

Mayor And Council Reports And Information Sharing.



City of Carrollton

1945 E. Jackson Rd
Carrollton TX 75006

Agenda Memo

File Number: 6757

Agenda Date: 7/16/2024

Version: 1

Status: Presentations

In Control: City Council

File Type: Presentations

Agenda Number: 11.

CC MEETING: July 16, 2024

DATE: July 9, 2024

TO: Erin Rinehart, City Manager

FROM: Scott Whitaker, Parks & Recreation Director
Chrystal Davis, Assistant City Manager

Present A **Proclamation Declaring July As Park & Recreation Month.**



Agenda Memo

Agenda Date:

Version: 1

Status: Public Forum

In Control: City Council

File Type: Public Forum

Agenda Number: 12.

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City of Carrollton

1945 E. Jackson Rd
Carrollton TX 75006

Agenda Memo

File Number: 6770

Agenda Date: 7/16/2024

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Minutes

Agenda Number: *13.

CC MEETING: July 16, 2024

DATE: July 10, 2024

TO: Erin Rinehart, City Manager

FROM: Chloe Sawatzky, City Secretary

Consider **Approval Of The June 25, 2024 Regular Meeting Minutes.**

**CARROLLTON CITY COUNCIL
REGULAR MEETING AND WORKSESSION
JUNE 25, 2024**

The City Council of the City of Carrollton, Texas convened in a Regular Meeting and Worksession on Tuesday, June 25, 2024 at 5:45 p.m. with the following members present: Mayor Steve Babick, Mayor Pro Tem Nancy Cline, Councilmembers Jason Carpenter, Richard Fleming, Andrew Palacios, Daisy Palomo, and Rowena Watters. Also present were City Manager Erin Rinehart, Assistant City Managers Marc Guy and Chrystal Davis, City Attorney Meredith Ladd and City Secretary Chloe Sawatzky.

Councilmember Christopher Axberg was present by teleconference during the Worksession and by videoconference during the Regular Meeting.

5:45 P.M. – COUNCIL BRIEFING ROOM

*****PRE-MEETING *****

Mayor Babick called the meeting to order at 5:45 p.m.

1. Receive information and discuss Agenda.

Agenda items were reviewed. Staff responded to Council's questions.

In regard to Consent Item No. 24, Mayor Babick stated that the Mayor Pro Tempore and Deputy Mayor Pro Tempore are typically the most tenured city council members. Both positions will be filled as follows:

**Mayor Pro Tempore- Richard Fleming
Deputy Mayor Pro Tempore- Christopher Axberg**

There was a general consensus among Council members on these appointments.

The Executive Session was held following the conclusion of the Regular meeting.

*****EXECUTIVE SESSION*****

2. Council convened into Executive Session at 7:28 p.m. pursuant to Texas Government Code:
 - **Section 551.071** for private consultation with the City Attorney to seek legal advice with respect to pending and contemplated litigation and including all matters on this agenda to which the City Attorney has a duty under the Texas Rules of Discipline and Professional Conduct regarding confidential communication with the City Council.
 - **Section 551.072** to discuss certain matters regarding real property.
 - **Section 551.087** to discuss Economic Development.
3. Council reconvened in Open Session at 7:49 p.m. to consider action, if any, on matters discussed in the Executive Session. No action was taken.

*****WORKSESSION*******4. Discuss Council Liaison And Committee Appointments.**

Mayor Babick provided a list of his proposed appointments for the Council Liaisons and Committees. He reviewed the role of a Council Liaison. The positions and responsibilities were briefly discussed.

5. Discuss Scholarship For The Leadership Metrocrest Program.

Mayor Babick advised that the city typically provides two scholarships for the Leadership Metrocrest Program. He stated that one application was received from Laura Vola and asked whether any Council members would like to participate. Councilmember Jason Carpenter stated that he is interested in participating.

6. Discuss The Fiscal Year 2025 Budget Process.

Melissa Everett, Finance Director, presented this item. She provided a broad overview of the annual budget process, explained key definitions, and explained what “Additions to Base” (ATBs) are. The budget calendar was reviewed. The preliminary budget will be prepared by the end of July. The property tax rate will be set on August 6th and the budget will be adopted on September 10th. Ms. Everett explained the Truth-In-Taxation regulations.

Mayor Babick stated that in-depth discussions on the budget will be held during work sessions and at the Council Retreat. City Manager Erin Rinehart added additional information as to how staff assesses the budget needs.

Councilmember Palomo inquired whether the Community Funding budget will be increased. Mayor Babick responded that this budget is determined by overall increase to the general fund. The Community Funding Committee will review the non-profits’ applications and make recommendations to the Council for consideration.

7. Mayor And Council Reports And Information Sharing.

Elliott Reep, Emergency Management Coordinator, provided an update on the May 28th storm (straight line winds) that impacted the entire city of Carrollton. He advised that through the standby contracts already in place with debris collection companies, there has been an estimated 50,000 cubic yards of debris collected in four weeks. Mr. Reep noted this is equivalent to one-half of the bulk waste collected during the entire 2023 year. He provided an overview of current operations and stated that a temporary collection site has resulted in a recent increase in the amount of storm debris collected. It was noted that a Storm Debris FAQ page on the city’s website is available.

Council reviewed their recent activities and upcoming events.

City Manager Rinehart acknowledged Assistant City Manager Marc Guy’s last week with the City.

Worksession concluded at 7:02 p.m.

*****REGULAR MEETING 7:00 P.M.*****

Mayor Babick called the Regular meeting to order at approximately 7:09 p.m.

INVOCATION – Councilmember Daisy Palomo

PLEDGE OF ALLEGIANCE – Councilmember Rowena Watters

PUBLIC COMMENT

8. Hearing of any citizen/visitor on items listed on the regular meeting agenda. Citizens wishing to address the Council regarding items not on the posted agenda will be called to speak during the Public Forum.

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Mayor Babick opened and closed the public comment period with no one wishing to speak.

CONSENT AGENDA

*(*All items marked with a single asterisk are part of a Consent Agenda and require no deliberation by the Council. Each Council member has the prerogative of removing an item from this agenda so that it may be considered separately. Contracts and agreements are available in the City Secretary's Office.)*

Mayor Pro Tem Cline moved to approve Consent Agenda Items 9-24 (24 as stipulated); second by Councilmember Palacios. The motion was approved with a unanimous 7-0 vote.

MINUTES

***9. Consider Approval Of The May 21, 2024 Regular Meeting Minutes.**

***10. Consider Approval Of The June 4, 2024 Regular Meeting Minutes.**

BIDS & PURCHASES

***11. Consider Approval Of The Purchase Of Palo Alto Network Maintenance From Solid Border, Inc Through An Interlocal Cooperation Act Contract With DIR In An Amount Not To Exceed \$112,673.80.**

***12. Consider Approval Of Amendment 1 To The Master License And Services Agreement With Ion Wave Technologies, LLC To Add Four (4), One (1) Year Renewals In An Amount Not To Exceed \$27,000 Annually, For A Total Contract Amount Not to Exceed \$208,000.**

- *13. Consider Approval Of RFP #24-013 For Kiosk Solutions And Services From AdComp Systems, Inc. In An Amount Not To Exceed \$84,000.00, Annually, For A Five-Year Total Of \$420,000.00.**
- *14. Consider Approval Of BID #24-043 For Traffic Signal Equipment From Various Vendors In An Amount Not To Exceed \$400,000.00 Annually, For A Total Three-Year Contract Amount Not To Exceed \$1,200,000.00.**
- *15. Consider Approval Of The Purchase Of A Water Meter Testing Bench From Ford Meter Box Company In An Amount Not To Exceed \$120,000.00.**
- *16. Consider Approval Of BID #24-048 For The Residential Street Replacement Program From B & E Concrete Paving, LLC In An Amount Not To Exceed \$2,000,000.00 Annually For A Total Three-Year Contract Amount Not To Exceed \$6,000,000.00.**

ORDINANCES

- *17. Consider An Ordinance Amending The Number Of Authorized Firefighter And Apparatus Operator Civil Service Positions Within The Carrollton Fire Department.**
- *18. Consider An Ordinance Increasing The Over Sixty-Five And Disabled Persons Exemption From \$87,000 To \$97,000 For Tax Year 2024.**
- *19. Consider An Ordinance Adopting The Restated Home Rule Charter In Accordance With The Results Of The Charter Election Held On May 4, 2024.**

RESOLUTIONS

- *20. Consider A Resolution Accepting The Investment Officer's Quarterly Report For Second Quarter Ended March 31, 2024.**
- *21. Consider A Resolution Authorizing The City Manager To Enter Into An Agreement With Amazon Business, LLC Through An Interlocal Cooperative Agreement With Omnia Purchasing Cooperative In An Amount Not To Exceed \$303,500 Annually.**
- *22. Consider A Resolution Repealing And Replacing Resolution No. 4787 And Authorizing The City Manager To Negotiate And Execute An Economic Development Incentive Agreement With DuraPlas LC To Change The Date Of Commencement Of Improvements To Real Property At 2395 Midway Road As Such Date Was Established By Resolution No. 4787 And To Change The Name Of The Company On The Agreement From DuraPlas, Inc. To DuraPlas LC, And Further Establishing A Program Of Tax Rebate Grants To The Company For The Relocation Of Its Headquarters And Manufacturing Operations To 2395 Midway Road, In Amounts Equal To Fifty Percent (50%) Of Taxes Paid To The City On The Assessed New Value Of Business Personal Property For A Maximum Term Of Three (3) Years, And A Second Grant In Amounts Equal To Fifty Percent (50%) Of Taxes Paid To The City On The Assessed New Value Of Business Personal Property And Real Property For A Maximum Term Of Three (3) Years After Issuance Of A Certificate Of Occupancy On A New Building To Be Constructed, For A Total Incentive Amount Not To Exceed \$481,284.00.**

- *23. Consider A Resolution Authorizing The City Manager To Negotiate And Execute An Economic Development Incentive Agreement With BuzzBallz, LLC, Establishing A Program Of Grants To The Company For Its Expansion At 2051 McKenzie Drive And 2161 Hutton Drive, In Amounts Equal To Fifty Percent (50%) Of Taxes Paid To The City On The Assessed New Value Of Real Property And Business And Personal Property For A Maximum Term Of Five (5) Years, For A Total Incentive Amount Not To Exceed \$242,768.00.**
- *24. Consider A Resolution Appointing A Mayor Pro Tempore And A Deputy Mayor Pro Tempore.**

PUBLIC FORUM

- 25. Hearing of any citizen/visitor on items not listed on the regular meeting agenda. Citizens wishing to address the Council regarding items on the posted agenda will be called to speak during the Council's consideration of such items.**

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Mayor Babick offered congratulations to the newly appointed Mayor Pro Tempore Richard Fleming and Deputy Mayor Pro Tempore Christopher Axberg.

Mayor Babick recognized Assistant City Manager Marc Guy for his service. He is retiring this week after 38 years with the City of Carrollton.

Paul Gilmore, 2808 Carriage Lane- spoke in appreciation to the City for the storm cleanup.

Sue Jepson, 1829 Green Ridge Dr.- voiced concerns over incidents with homelessness in Carrollton.

At 7:23 p.m. the Regular Meeting adjourned. Mayor Babick continued with the Executive Session.

ADJOURNMENT - Mayor Babick adjourned the meeting at approximately 7:50 p.m.

ATTEST:

Chloe Sawatzky, City Secretary

Steve Babick, Mayor



City of Carrollton

1945 E. Jackson Rd
Carrollton TX 75006

Agenda Memo

File Number: 6769

Agenda Date: 7/16/2024

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Minutes

Agenda Number: *14.

CC MEETING: July 16, 2024

DATE: July 10, 2024

TO: Erin Rinehart, City Manager

FROM: Chloe Sawatzky, City Secretary

Consider **Approval Of The July 2, 2024 Regular Meeting Minutes.**

**CARROLLTON CITY COUNCIL
REGULAR MEETING AND WORKSESSION
JULY 2, 2024**

The City Council of the City of Carrollton, Texas convened in a Regular Meeting and Worksession on Tuesday, July 2, 2024 at 5:45 p.m. with the following members present: Mayor Steve Babick, Mayor Pro Tem Richard Fleming, Councilmembers Jason Carpenter, Andrew Palacios, Daisy Palomo, and Rowena Watters. Also present were City Manager Erin Rinehart, Assistant City Manager Chrystal Davis, Assistant City Attorney Albert Thomas and City Secretary Chloe Sawatzky.

Deputy Mayor Pro Tem Christopher Axberg was present by teleconference during the Worksession and by videoconference during the Regular Meeting.

5:45 P.M. – COUNCIL BRIEFING ROOM

*****PRE-MEETING *****

Mayor Babick called the meeting to order at 5:45 p.m.

1. Receive information and discuss Agenda.

Agenda items were reviewed. Staff responded to Council's questions.

Regarding Item 14, Director of Development Services Ravi Shah told the Council that since the resolution was prepared the Community Theater has agreed to have 24 events rather than 12 as stated in the resolution. He requested Council approve with that amendment.

*****EXECUTIVE SESSION*****

2. Council will convene into Executive Session pursuant to Texas Government Code:
 - **Section 551.071** for private consultation with the City Attorney to seek legal advice with respect to pending and contemplated litigation and including all matters on this agenda to which the City Attorney has a duty under the Texas Rules of Discipline and Professional Conduct regarding confidential communication with the City Council.
3. Council will reconvene in Open Session to consider action, if any, on matters discussed in the Executive Session.

Executive Session was not convened.

*****WORKSESSION*****

4. Discuss Proposed Fiscal Year 2025 Departmental Additions To Base.

Dianna Vaughn, Chief Financial Officer, provided a brief description of the budget process and schedule. She stated the Additions to Base (ATBs) are considered non-recurring items requested and those will be presented to the Council over the next several meetings. By the end of July, the finalized list will be presented to the Council along with the appraisal rolls.

The following briefing of the ATBs were presented:

Scott Whitaker, Parks and Recreation Director:

- 1) Josey Ranch Sports Complex- requested #6 Restroom Replacement, \$350,000
- 2) TC Rice- requested \$300,000 in savings to continue efforts toward creating a natural area

Chris Chiancone, Chief Information Officer requested \$1.9 million for the following professional services (some continued from previous year):

- 1) Chatbots Development
- 2) Voice Attendants Development
- 3) Mobile App Development
- 4) Internal Facing AI Tools
- 5) Laserfiche Project Management
- 6) Laserfiche Implementation
- 7) Staff Augmentation

Extended discussion among staff and Council occurred regarding the use of Chatbots and its benefits. Mayor Babick requested staff prepare a breakdown of cost on each of the requested items.

City Manager Erin Rinehart reviewed the departments that will be presented at the next meeting. She added that there will be fewer requests this year due to inflation. The packets that will be provided to the Council in the future will include more detail on each item requested. Any questions from the Council may be submitted by email.

A question was raised as to the Library's ATB request. Ms. Vaughn responded there was one item requested but it was not forwarded for Council consideration. It was stated that the tables and chairs are continuing to be replaced.

5. Mayor And Council Reports And Information Sharing.

Council reviewed their recent activities and upcoming events.

City Manager Rinehart noted that the Indian Creek Golf Course is now open though some trees are still down after May's storm.

*****REGULAR MEETING 7:00 P.M.*****

Mayor Babick called the Regular meeting to order at 7:00 p.m.

INVOCATION – Councilmember Jason Carpenter

PLEDGE OF ALLEGIANCE – Deputy Mayor Pro Tem Christopher Axberg

PUBLIC COMMENT

6. **Hearing of any citizen/visitor on items listed on the regular meeting agenda. Citizens wishing to address the Council regarding items not on the posted agenda will be called to speak during the Public Forum.**

Citizens/visitors should complete an appearance card located on the table at the entrance to the City Council Chambers. Speakers must address their comments to the presiding officer rather than to individual Council members or staff; Stand at the podium, speak clearly into the microphone and state your name and address prior to beginning your remarks; Speakers will be allowed between 2 and 5 minutes for testimony; Speakers making personal, impertinent, profane or slanderous remarks may be removed from the room; Unauthorized remarks from the audience, stamping of feet, whistles, yells, clapping, and similar demonstrations will not be permitted; No placards, banners or signs will be permitted in the Chambers or in any other room in which the Council is meeting. In accordance with the State Open Meetings Act, the City Council is restricted from discussing or taking action on items not listed on the agenda. Action can only be taken at a future meeting.

Mayor Babick opened and closed the public comment period with no one wishing to speak.

CONSENT AGENDA

*(*All items marked with a single asterisk are part of a Consent Agenda and require no deliberation by the Council. Each Council member has the prerogative of removing an item from this agenda so that it may be considered separately. Contracts and agreements are available in the City Secretary's Office.)*

Mayor Babick noted that on Item 14, the resolution will be amended to include 24 events rather than 12 as stated in the resolution presented. He requested the motion include #14 as stipulated.

Councilmember Palomo moved to approve Consent Agenda Items 7-15 (#14 as stipulated); second by Councilmember Cline. The motion was approved with a unanimous 7-0 vote.

BIDS & PURCHASES

- *7. Consider Approval Of The Purchase Of Two Vehicles From Sam Pack Five Star Ford Through An Interlocal Agreement With The Texas Smart Buy Purchasing Cooperative In An Amount Not To Exceed \$92,974.00.**
- *8. Consider Approval Of The Purchase Of Three Vehicles From Sam Pack Five Star Ford Through An Interlocal Agreement With The Texas Smart Buy Purchasing Cooperative In An Amount Not To Exceed \$205,743.00.**
- *9. Consider Approval Of Historical Renovations To The A.W. Perry Homestead By Dallas Harmony Construction Through An Inter-Local Agreement With BuyBoard In An Amount No To Exceed \$534,223.80.**

CONTRACTS & AGREEMENTS

- *10. Consider Authorizing The City Manager To Execute Change Order No. 3 With KIK Underground, LLC For Additional Work As Part Of The Northland Estates Paving And Utility Improvements Project In An Amount Not To Exceed \$68,174.30, Increasing The Total Project Contract To An Amount Not To Exceed \$5,389,047.34.**
- *11. Consider Authorizing The City Manager To Execute Change Order No. 2 With Garrett Demolition, Inc. For The Demolition Of The Structure Located At 1301 South IH-35 East, In An Amount Not To Exceed \$22,576.00, Increasing The Total Project Contract To An**

Amount Not To Exceed \$174,865.00.

RESOLUTIONS

- *12. Consider A Resolution Authorizing The City Manager To Negotiate And Execute All Necessary Documents For The Purchase Of Three Parcels Of Property In The Carrollton Heights Addition For Public Right-Of-Way In An Amount Not To Exceed \$52,000.00.**
- *13. Consider A Resolution Authorizing The City Manager To Take All Necessary Action Related To The Submission Of Applications Through The 2025 Motor Vehicle Crime Prevention Authority (MVCPA) SB224 Catalytic Converter Grant Program In A Total Amount Of \$221,000.00.**
- *14. Consider A Resolution Authorizing The City Manager To Execute A Lease With Farmers Branch Community Theatre, Inc., DBA Firehouse Theatre, For The Use Of City-Owned Property Located At 1003 West Main Street.**
- *15. Consider A Resolution Authorizing The City Manager To Negotiate And Execute All Necessary Documents For The Purchase Of Approximately 0.55 Acres Of Land Located At 1429 North IH-35E and 1437 North IH-35E In An Amount Not To Exceed \$845,000.00.**

PUBLIC HEARING – INDIVIDUAL CONSIDERATION

- 16. Hold A Public Hearing And Consider An Ordinance Amending The Zoning To Establish A Special Use Permit To Allow A Short-Term Rental On An Approximately 9,100 Square-Foot Lot Zoned Planned Development District No. 169 (PD-169) For The (SF-12/20) Single-Family Residential District And Located At 1829 East Belt Line Road And Approximately 300 Feet West Of Josey Lane; And Amending The Official Zoning Map Accordingly. Case No. PLSUP 2024-008 1829 East Belt Line Road Short-Term Rental.**

Senior Planner Mike McCauley presented this item. He advised this is a special use permit request to allow a short-term rental for a 1,400 square foot single-family residence. The home is a 3-bedroom, 2-bath house built in 1955. A zoning map and survey of the property were provided. He noted that two cards in opposition were received. The Planning and Zoning Commission recommended approval.

Councilmember Palomo inquired where parking is available for the home. Mr. McCauley responded that there is a single car garage and a front-entry driveway that would accommodate three vehicles.

Mayor Babick asked if there is an applicant present who would like to speak. The applicant declined.

Mayor Babick opened the public hearing. There being no speakers, he closed the public hearing.

Councilmember Carpenter inquired about the stipulation that there shall be no locks on the individual rooms in the home and how the city would know. Mr. McCauley advised that the Environmental Services Department inspects the home.

Mayor Babick asked about the process of short-term rental designations. Mr. McCauley stated that a special use permit must be obtained and the home must be registered with the Environmental Services

Department. He clarified that excessive complaints regarding a short-term rental could result in the permit being revoked.

Councilmember Carpenter moved to approve Item 16; second by Councilmember Fleming. The motion was approved with a unanimous 7-0 vote.

- 17. Hold A Public Hearing And Consider An Ordinance Amending The Zoning To Repeal Two Special Use Permits, SUP-237 At 2308 Marsh Lane For A 100-Foot-Tall Protective Net For A Golf Driving Range And SUP-340 At 1518 South IH-35E For Motorcycle Rental; And Amending The Official Zoning Map Accordingly. Case No. PLSUP 2024-055 Repeal Two SUPs.**

Senior Planner Mike McCauley presented this city-initiated request to revoke two special use permits. A location/zoning map was provided. He advised that SUP-237 is for a golf driving range which is no longer in business and the netting is no longer there. SUP-340 is for a motorcycle rental shop that is no longer there. He advised that TXDOT acquired the property and the building was demolished. No comment cards were received on either. Planning and Zoning Commission recommended approval.

Mayor Babick opened the public hearing. There being no speakers he closed the public hearing.

Councilmember Palacios moved to approve Item 17; second by Councilmember Cline. The motion was approved with a unanimous 7-0 vote.

- 18. Hold A Public Hearing And Consider An Ordinance Amending The Zoning On An Approximately 3.39-Acre Tract Zoned To The (LI) Light Industrial District And Located At 1811 Trinity Valley Drive, Establishing A Planned Development District To Accommodate Development On Less Than 5-Acres Without Affecting Adjacent Properties To Create Development Standards And Provide Conceptual Plans; And Amending The Official Zoning Map Accordingly. Case No. PLZ 2024-052 Penikam Warehouse.**

Senior Planner Mike McCauley provided a zoning map and reviewed the location of the property in question. He said this is an expansion of an existing warehouse facility. He reviewed the conceptual landscape plan and elevations of the building. He added that setbacks on the east side and rear of the building will be reduced. The number of trees and shrubs will be reduced and the dumpster will not be in the rear but will have an enclosure. An additional driveway is required to accommodate a fire lane. Planning and Zoning Commission recommended approval with stipulations. No comment cards were received.

Mayor Babick asked if there is an applicant present who would like to speak. The applicant declined.

Mayor Babick opened the public hearing. There being no speakers, he closed the public hearing.

Councilmember Palomo moved to approve Item 18; second by Mayor Pro Tem Fleming. The motion was approved with a unanimous 7-0 vote.

PUBLIC FORUM

19. Hearing of any citizen/visitor on items not listed on the regular meeting agenda. Citizens wishing to address the Council regarding items on the posted agenda will be called to speak during the Council's consideration of such items.

Citizens/visitors should complete an appearance card located on the table at the entrance to the City Council Chambers. Speakers must address their comments to the presiding officer rather than to individual Council members or staff; Stand at the podium, speak clearly into the microphone and state your name and address prior to beginning your remarks; Speakers will be allowed between 2 and 5 minutes for testimony; Speakers making personal, impertinent, profane or slanderous remarks may be removed from the room; Unauthorized remarks from the audience, stamping of feet, whistles, yells, clapping, and similar demonstrations will not be permitted; No placards, banners or signs will be permitted in the Chambers or in any other room in which the Council is meeting. In accordance with the State Open Meetings Act, the City Council is restricted from discussing or taking action on items not listed on the agenda. Action can only be taken at a future meeting.

Richard, 3102 Camdenshire Drive; inquired as to why the city was demolishing the building in Consent Item 11. Since this was a posted agenda item, Mayor Babick was able to respond. He advised that the city owns the property and plans are to have it redeveloped along with some adjacent property in the future.

ADJOURNMENT - Mayor Babick adjourned the meeting at 7:24 p.m.

ATTEST:

Chloe Sawatzky, City Secretary

Steve Babick, Mayor



City of Carrollton

1945 E. Jackson Rd
Carrollton TX 75006

Agenda Memo

File Number: 6750

Agenda Date: 7/16/2024

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Bid/Purchases

Agenda Number: *15.

CC MEETING: July 16, 2024

DATE: July 8, 2024

TO: Erin Rinehart, City Manager

FROM: Jody Byerly, Director of Public Works
Krystle Boise, Strategic Services Director

Consider Approval Of BID #24-044 For Street Sweeping Services From Sweeping Corporation of America, LLC In An Amount Not To Exceed \$159,000.00 Annually With A Total Contract Amount Not To Exceed \$477,000.00.

BACKGROUND:

This bid is for Street Sweeping Services. The service to be performed under this annual contract will include monthly sweeping of the curb & gutter lines of the Central Business District, certain Arterial and Collector classified streets and medians, and seven municipal parking lots.

On June 10, 2024, the City issued BID #24-044 for Street Sweeping Services. Bid notifications were posted online, interested vendors were contacted and advertisements were placed in the Dallas Morning News. The bid closed on June 25, 2024. Three vendors submitted responses.

The Public Works Department reviewed the submissions and selected Sweeping Corporation of America, LLC based on the lowest responsive bid. The award will be for a one-year initial term. The award also includes two additional, one-year renewal options, if mutually agreed upon by the City and the vendor, for a potential three-year total contract not to exceed \$477,000.00.

FINANCIAL IMPLICATIONS:

The Street Sweeping Services on BID #24-044 will be purchased from budgeted funds from the cost center in the amount as listed below:

<u>ACCOUNTING UNIT</u>	<u>ACCOUNT NUMBER</u>	<u>BUDGET AMOUNT</u>
406001 - Contract Admin.	61190	\$159,000.00

The quantities listed on the tab sheet and in the bid document were stated as estimates only. The staff-recommended approval amount is based on the Public Works Department's budget allocation for the purpose of street sweeping services.

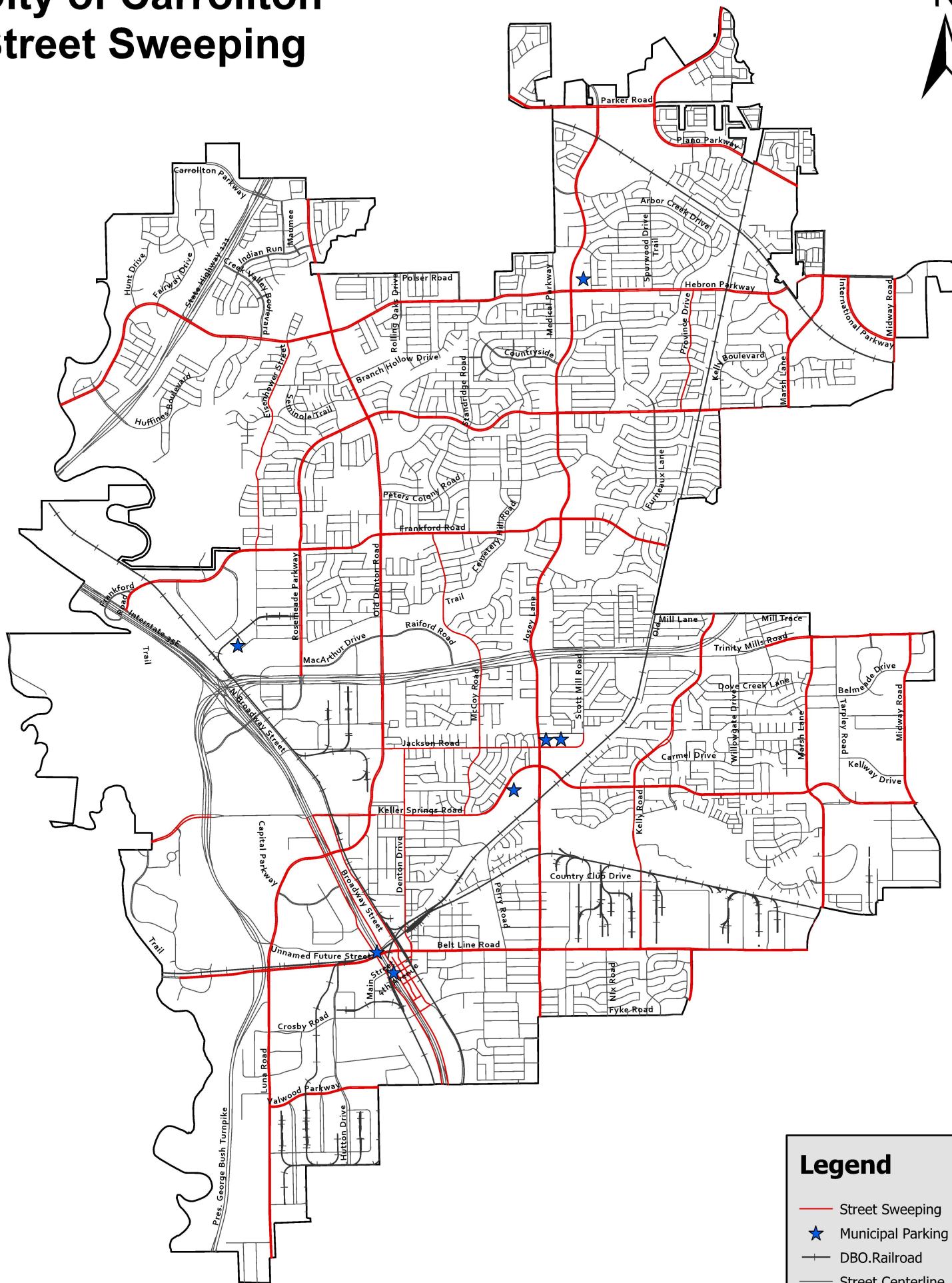
IMPACT ON COMMUNITY SUSTAINABILITY:

This project supports and aligns with City Council's goals and objectives of properly maintaining the City's infrastructure.

STAFF RECOMMENDATION/ACTION DESIRED:

Staff recommends that City Council approve BID #24-044 from Sweeping Corporation of America, LLC for street sweeping services in an amount not to exceed \$159,000.00 annually for a total three-year contract amount not to exceed \$477,000.00.

City of Carrollton Street Sweeping



0 0.5 1 Miles

Event Number	BID #24-044
Event Title	Street Sweeping Services
Event Description	The City of Carrollton is soliciting sealed bids to provide the City with Street Sweeping Services.
Event Type	Low Bid
Issue Date	6/10/2024 08:00:01 AM (CT)
Close Date	6/25/2024 03:00:00 PM (CT)

Organization	City of Carrollton Purchasing
Workgroup	Purchasing
Event Owner	Priscilla Gonzalez
Email	priscillaA.gonzalez@cityofcarrollton.com
Phone	(972) 466-3384
Fax	

Responding Supplier	City	State	Response Submitted	Lines Responded	Response Total
Sweeping Corporation of America, LLC	Seven Hills, OH 44131	OH	6/24/2024 05:01:00 PM (CT)	4	\$149,944.78
Mister Sweeper LP	Dallas	TX	6/21/2024 04:35:16 PM (CT)	4	\$191,558.34
Pannell Industries Inc	Dallas	TX	6/25/2024 11:04:44 AM (CT)	4	\$221,158.08

Please note: Lines Responded and Response Total only includes responses to specification. No alternate response data is included.



City of Carrollton

1945 E. Jackson Rd
Carrollton TX 75006

Agenda Memo

File Number: 6758

Agenda Date: 7/16/2024

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Bid/Purchases

Agenda Number: *16.

CC MEETING: July 16, 2024

DATE: July 9, 2024

TO: Erin Rinehart, City Manager

FROM: Jody Byerly, Director of Public Works
Krystle Boise, Strategic Services Director

Consider Approval Of BID #24-055 From R&A Legacy Construction LLC For The Alley Improvement Program In An Amount Not To Exceed \$1,500,000.00 Annually For A Total Three Year Contract Amount Not To Exceed \$4,500,000.00.

BACKGROUND:

This contract will be utilized by Public Works to reduce the pending backlog of concrete alley repairs. This contract focuses on concrete panel repairs to alleys having a pavement condition index rating between 45 and 55 located in residential subdivisions. This Alley Improvement Program will be funded by reimbursement funds received annually from Republic Services for the maintenance of City of Carrollton alleys.

On June 13, 2024, the City issued BID #24-055 for the Alley Improvement Program. Bid notifications were posted online, interested vendors were contacted and advertisements were placed in the Dallas Morning News. The bid closed on June 28, 2024. Ten vendors submitted responses.

The Public Works Department reviewed the submissions and selected R&A Legacy Construction LLC based on the lowest responsive bid. The award will be for a one-year initial term. The award also includes two additional one-year renewal options if mutually agreed upon by the City and the vendor, for a potential three-year total contract not to exceed \$4,500,000.00.

FINANCIAL IMPLICATIONS:

The services on BID #24-055 will be purchased from budgeted funds from the cost center in the amount as listed below:

<u>ACCOUNTING UNIT</u>	<u>ACTIVITY NUMBER</u>	<u>BUDGET AMOUNT</u>
854460 - Streets Consolidated	122140499	\$1,500,000.00

The quantities listed on the tab sheet and in the bid document were stated as estimates only. The staff recommended approval amount is based on the Public Works Department's budget allocation for the purpose of the alley improvement program.

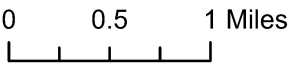
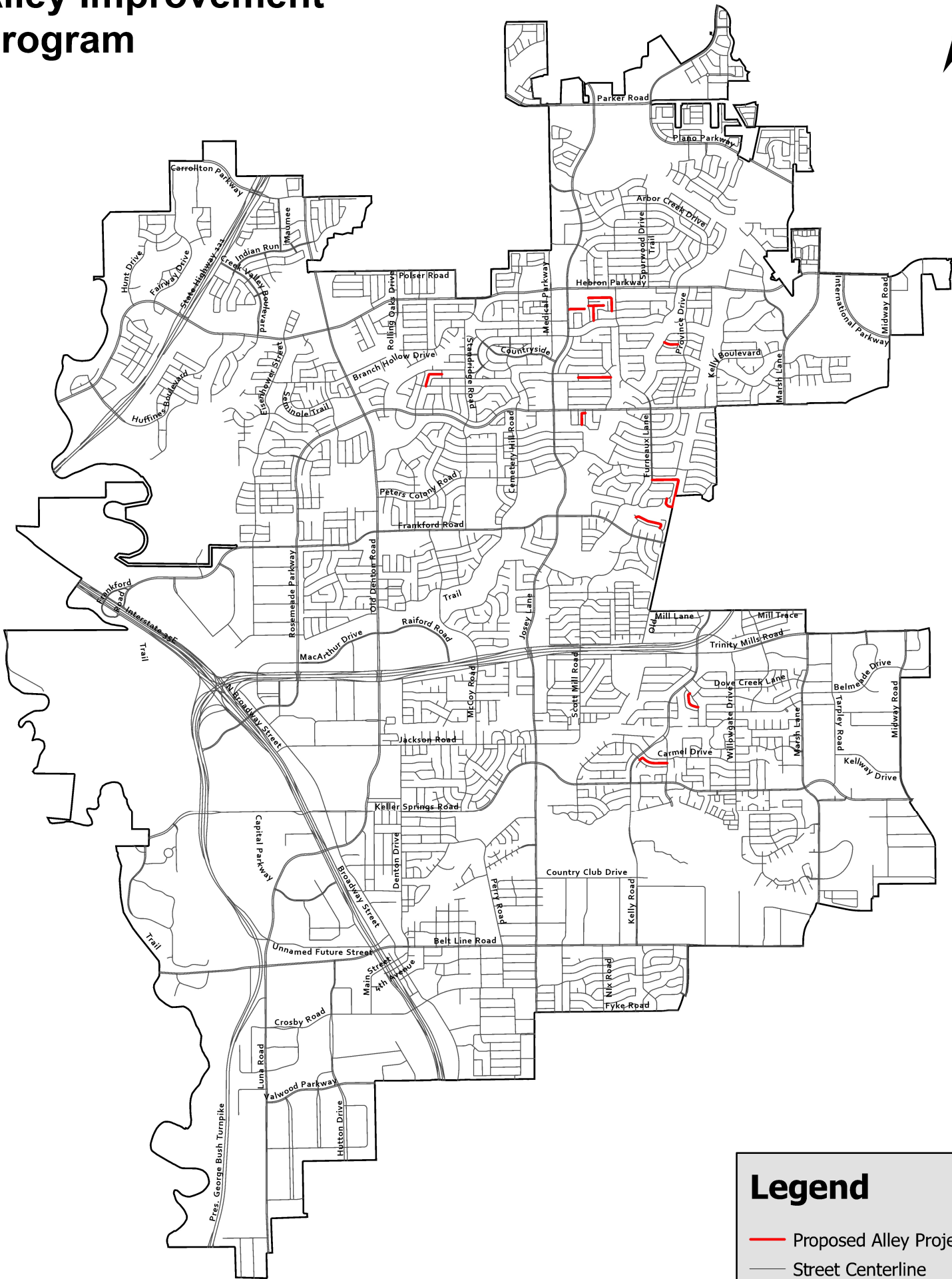
IMPACT ON COMMUNITY SUSTAINABILITY:

This project supports and aligns with City Council's goals and objectives of properly maintaining the City's infrastructure.

STAFF RECOMMENDATION/ACTION DESIRED:

Staff recommends that City Council approve BID #24-055 from R&A Legacy Construction LLC for the Alley Improvement Program in an amount not to exceed \$1,500,000.00 annually for a total three-year contract amount not to exceed \$4,500,000.00.

Alley Improvement Program



Legend

- Proposed Alley Projects
- Street Centerline
- City of Carrollton Border

Event Number	BID #24-055	Organization	City of Carrollton Purchasing
Event Title	Alley Improvement Program	Workgroup	Purchasing
Event Description	The City of Carrollton is soliciting sealed bids	Event Owner	Priscilla Gonzalez
Event Type	Low Bid	Email	priscillaA.gonzalez@cityofcarrollton.com
Issue Date	6/13/2024 08:15:01 AM (CT)	Phone	(972) 466-3384
Close Date	6/28/2024 10:00:00 AM (CT)	Fax	

Responding Supplier	City	State	Response Submitted	Lines Responded	Response Total
R&A Legacy Construction LLC	fort worth	TX	6/28/2024 09:27:24 AM (CT)	21	\$1,463,400.00
SAZ Global Inc.	DALLAS	TX	6/27/2024 03:12:36 PM (CT)	21	\$1,989,225.00
V A Construction, Inc	Plano	TX	6/28/2024 08:01:44 AM (CT)	21	\$2,028,500.50
Advance Contracting Group (Alvand Constructin Inc. DBA Advance Contracting Group)	DALLAS	TX	6/28/2024 09:36:56 AM (CT)	21	\$2,103,700.00
HD Way Concrete Service, LLC	Grand Prairie	TX	6/28/2024 04:20:08 AM (CT)	21	\$2,225,500.00
CAM-CRETE CONTRACTING INC	cedar hill	TX	6/28/2024 09:26:03 AM (CT)	21	\$2,383,800.00
B & E CONCRETE PAVING LLC	FRISCO	TX	6/28/2024 09:23:06 AM (CT)	21	\$2,444,800.00
CI Pavement	Grand Prairie	TX	6/26/2024 01:18:40 PM (CT)	21	\$2,840,155.00
HQS Construction, LLC	Plano	TX	6/27/2024 03:37:01 PM (CT)	21	\$2,885,500.00
Greeniverse	Lake Dallas	TX	6/28/2024 09:54:34 AM (CT)	21	\$3,269,036.89

Please note: Lines Responded and Response Total only includes responses to specification. No alternate response data is included.



City of Carrollton

1945 E. Jackson Rd
Carrollton TX 75006

Agenda Memo

File Number: 6759

Agenda Date: 7/16/2024

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Bid/Purchases

Agenda Number: *17.

CC MEETING: July 16, 2024

DATE: July 9, 2024

TO: Erin Rinehart, City Manager

FROM: Scott Whitaker, Parks & Recreation Director
Chrystal Davis, Assistant City Manager

Consider **Approval Of Outdoor Fitness Equipment By Greenfields Outdoor Fitness Through An Inter-Local Agreement With BuyBoard In An Amount Not To Exceed \$292,038.41.**

BACKGROUND:

The Parks and Recreation Department requested funds for an outdoor fitness area in the FY24 budget. In evaluating the location, staff selected a central location with parking, restrooms nearby, and close to our trail system. This outdoor unit will have shade, twelve pieces of fitness equipment, two benches, and signage. Access to an outdoor fitness app is also an additional feature residents will enjoy. Adding a free outdoor area where the community can use the equipment year-round will be a healthy benefit for all ages.

This project was approved by council for the FY24 budget and includes the cost for the fitness equipment, poured-in-place surface, shade, shipping, and installation. A **10%** contingency has been included in the budget.

FINANCIAL IMPLICATIONS:

Greenfields Outdoor Fitness is a reputable company that provides quality products. The fitness equipment and installation will be funded out of the following account:

ACCTG UNIT	ACCOUNT	BUDGET AMOUNT
854360	Outdoor Fitness Gym	\$292,038.41

IMPACT ON COMMUNITY SUSTAINABILITY:

Meets Council goals by providing a healthy lifestyle.

STAFF RECOMMENDATION/ACTION DESIRED:

Staff recommends approval of the playground for Josey Ranch Athletic Complex by Greenfield Outdoor Fitness in an amount not to exceed \$292,038.41 using the City's existing agreement with BuyBoard.







City of Carrollton

1945 E. Jackson Rd
Carrollton TX 75006

Agenda Memo

File Number: 6762

Agenda Date: 7/16/2024

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Bid/Purchases

Agenda Number: *18.

CC MEETING: July 16, 2024

DATE: July 2, 2024

TO: Erin Rinehart, City Manager

FROM: Chris Chiancone, Chief Information Officer
Chrystal Davis, Assistant City Manager

Consider Approval Of The Purchase Of IT Professional Services From Catapult Staffing, LLC. Through Texas DIR In A Total Amount Not To Exceed \$1,200,000.00

BACKGROUND:

The City of Carrollton is facing challenges in finding highly qualified staff for certain IT specialized positions. These challenges are not unique to the City, and to address them, the City has utilized professional services firms for staff augmentation, hard-to-hire positions, and other contract services.

By utilizing Catapult Staffing, LLC., the city can quickly access a pool of highly qualified professionals who have the necessary skills and experience for specialized positions and projects. Catapult Staffing, LLC. have extensive recruiting resources and established networks with professionals in various IT fields, making it easier for them to find the right fit for a particular position.

Using contract services also allows the City to quickly adjust its workforce as needed, without the overhead costs associated with hiring full-time employees. This can be particularly useful during periods of high demand, when additional staff may be needed to handle an increased workload.

FINANCIAL IMPLICATIONS:

Catapult Staffing, LLC. is budgeted through the following accounts:

IT Capital Account 854105-124060199 (\$1,000,000.00)

Utility Billing Software 855160-121710799 (\$200,000.00)

STAFF RECOMMENDATION/ACTION DESIRED:

Staff recommends approval of the purchase of IT Professional Services from Catapult Staffing,

LLC. in the total amount not to exceed \$1,200,000.



City of Carrollton

1945 E. Jackson Rd
Carrollton TX 75006

Agenda Memo

File Number: 6763

Agenda Date: 7/16/2024

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Bid/Purchases

Agenda Number: *19.

CC MEETING: July 16, 2024

DATE: July 2, 2024

TO: Erin Rinehart, City Manager

FROM: Chris Chiancone, Chief Information Officer
Chrystal Davis, Assistant City Manager

Consider Approval Of The Purchase Of GIS Support Block From NV5 Geospatial, Inc. Through Texas DIR For A Total Amount Not To Exceed \$70,000.00.

BACKGROUND:

The IT department has previously utilized NV5 Geospatial, Inc for a project to update the infrastructure of the department's ESRI GIS environment. The department is looking to purchase a GIS Support Block of hours to assist further with support and upgrades to the current version of the ESRI system.

To date, the total amount spent with NV5 Geospatial, inc. is \$37,500.00 and IT anticipates spending an additional \$32,500.00 for a total amount not to exceed \$70,000.00

FINANCIAL IMPLICATIONS:

NV5 Geospatial, Inc. is budgeted in the IT Contractors Activity Capital Fund 854105-122930199.

A twenty percent contingency has been built into this request for potential inflationary increases.

STAFF RECOMMENDATION/ACTION DESIRED:

Staff recommends approval of the expenditure for GIS Support Block from NV5 Geospatial, Inc in a total amount of 70,000.00.



City of Carrollton

1945 E. Jackson Rd
Carrollton TX 75006

Agenda Memo

File Number: 6767

Agenda Date: 7/16/2024

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Bid/Purchases

Agenda Number: *20.

CC MEETING: Tuesday, July 16, 2024

DATE: July 9, 2024

TO: Erin Rinehart, City Manager

FROM: Heather Smith, Recreation Manager
Chrystal Davis, ACM - Culture, Leisure & Support Services

Consider Approval Of The Purchase And Installation Of Additional Cardio Equipment And Weight Equipment From Comm-Fit For The Rosemeade Recreation Center Through An Inter-Local Agreement With Buy-Board In The Amount Of \$77,856.05 For A New Total Amount Not To Exceed \$155,468.92.

BACKGROUND:

Staff is seeking approval to replace 8 pieces of cardio equipment, 1 piece of weight equipment as well as addition 2 weight pieces to the inventory. Due to the age of the equipment, customer desire and warranty expiration, the time has come for these pieces to be replaced and with demand adding an additional piece.

Staff selected True Fitness for the additional cardio pieces, which our patrons across our facilities currently enjoy. We researched different types of equipment and visited other Dallas-Fort Worth facilities to test the equipment. Comm-Fit is the vendor of True Fitness for the North Texas region. Comm-Fit is a Buy-Board vendor.

FINANCIAL IMPLICATIONS:

The equipment and installation will be funded out of the Equipment Replacement Fund which is made up of revenues from the memberships at Recreation Centers for replacement of equipment. A 10% contingency was added. Equipment will include 4 ellipticals, 4 upright bikes, 1 half rack, add a Jacobs Ladder, and add a glute drive in an amount not to exceed \$77,856.05.

Previously approved: \$77,612.87

New proposal: \$77,856.05

Not to exceed: \$155,468.92

IMPACT ON COMMUNITY SUSTAINABILITY:

In each interaction, deliver a comfortable, informative experience where every customer feels valued.

STAFF RECOMMENDATION/ACTION DESIRED:

Comm-Fit has already been selected and approved by Council to provide the fitness equipment for the new wing at Rosemeade Recreation Center in an amount not to exceed \$77,612.87 with these new pieces of equipment totaling \$77,856.05 staff is requesting a new total amount not to exceed \$155,468.92.



Agenda Memo

File Number: 6749

Agenda Date: 7/16/2024

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Ordinances

Agenda Number: *21.

CC MEETING: July 16, 2024

DATE: July 1, 2024

TO: Erin Rinehart, City Manager

FROM: Jonathan Wheat, P.E., Director of Engineering
Krystle Boise, Strategic Services Director

Consider **An Ordinance Amending The Code Of Ordinances Chapter 73, "Traffic Schedules" To Amend Schedule I, Sections (A)(6) And (A)(10) To Revise The Existing School Speed Zone Hours; Providing That Proof Of A Culpable Mental State Shall Not Be Required; Providing For Savings, Severability, Repealer, And Penalty Clauses.**

BACKGROUND:

The City of Carrollton has three school districts within the City limits: Carrollton-Farmers Branch ISD, Lewisville ISD, and Dallas ISD. Periodically, the school districts review the hours of operation for schools and may modify the operation times. When this occurs, the City may need to adjust the school zone schedules to ensure the school zone flashers coincide with the modified times.

Modifications to CFBISD School Zone Schedules

The Carrollton-Farmers Branch School District (CFBISD) has modified the school operation times for the 2024-2025 school year. During the 2023 - 2024 school year the High School schedule ran from 8:40 am to 3:55 pm. The corresponding school zones were active from 7:45 am to 8:45 am and 3:30 pm to 4:30 pm. High Schools are scheduled to dismiss 5 minutes later for the 2024 - 2025 school year. Staff is recommending changing the school zone times to coincide with the modified schedules.

	Revised Operation Times	Revised School Zone Schedules
(A)(6) High Schools	8:40 am to 4:00 pm	7:55 am to 8:55 am & 3:45 pm to 4:45pm
(A)(10) Combined HS/ES		6:45 am to 8:55 am & 2:40 pm to 4:45 pm

FINANCIAL IMPLICATIONS:

Funding to replace and install school zone signs can be accommodated in the annual operating

budget.

IMPACT ON COMMUNITY SUSTAINABILITY:

This project will support the City Council's strategic objectives and vision of building a community that families and businesses want to call home by:

- Setting a reasonable and safe speed limit in designated school zones during school morning drop-off and afternoon pick-up periods of time.

STAFF RECOMMENDATION/ACTION DESIRED:

Staff recommends that the City Council approve the attached ordinance that revises Chapter 73 Schedule I, Sections (A)(6) and (A)(10) of the Carrollton City Code.

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARROLLTON, TEXAS, AMENDING THE CODE OF ORDINANCES CHAPTER 73, "TRAFFIC SCHEDULES" TO AMEND SCHEDULE I, SECTIONS (A)(6) AND (A)(10) TO REVISE THE EXISTING SCHOOL SPEED ZONE HOURS; PROVIDING THAT PROOF OF A CULPABLE MENTAL STATE SHALL NOT BE REQUIRED; PROVIDING FOR SAVINGS, SEVERABILITY, REPEALER, AND PENALTY CLAUSES; AND ESTABLISHING AN EFFECTIVE DATE.

WHEREAS, the City of Carrollton, Texas (the "City") is a Home Rule municipality possessing the full power of local self-government pursuant to Article 11, Section 5 of the Texas Constitution, Section 51.072 of Texas Local Government Code and its Home Rule Charter;

WHEREAS, Section 545.356 of the Texas Transportation Code, as amended, grants municipalities the authority to prescribe by ordinance reasonable and safe prima facie maximum speed limits to control the operation of motor vehicles;

WHEREAS, Section 542.202 of the Texas Transportation Code, as amended, grants the authority to designate school crossing zones and alter speed limits to facilitate safe crossing of the street by children going to or leaving school during the time the reduced speed limit applies;

WHEREAS, Title 43 Part 1, Chapter 25 of the Texas Administrative Code provides that reduced speed limits should be used for school zones during the hours when children are going to and from school;

WHEREAS, the Carrollton-Farmers Branch Independent School District has changed the school attendance times and the safety of the students warrants a change in the effective school zone hours for these locations; and

WHEREAS, it is in the interests of the health and safety of the City, and persons using the portions of the roads herein described, to amend the school speed zone hours in accordance with the existing school operating times and pedestrian activities.

NOW THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF CARROLLTON, TEXAS THAT:

Section 1

The above premises are found to be true and correct legislative and factual findings of the City Council, and they are hereby approved, ratified and incorporated into the body of this Ordinance as if copied in their entirety.

Section 2

Chapter 73, Schedule I, Section (A)(6) of the Carrollton City Code is hereby amended to read as follows:

“It shall be unlawful for any person to operate or drive any vehicle at a speed greater than 20 miles per hour, this speed being the prima facie maximum speed limit; any speed in excess thereof shall be prima facie evidence that the speed is not reasonable or prudent and that it is unlawful on any of the following streets or portions thereof between the hours of 7:55 a.m. to 8:55 a.m. and 3:45 p.m. to 4:45 p.m. during school days.”

The table included in Section (A)(6) shall remain in full force and effect.

Section 3

Chapter 73, Schedule I, Section (A)(10) of the Carrollton City Code is hereby amended to read as follows:

“It shall be unlawful for any person to operate or drive any vehicle at a speed greater than 20 miles per hour, this speed being the prima facie maximum speed limit; any speed in excess thereof shall be prima facie evidence that the speed is not reasonable or prudent and that it is unlawful on any of the following streets or portions thereof between the hours of 6:45 a.m. to 8:55 a.m. and 2:40 p.m. to 4:45 p.m. during school days.”

The table included in Section (A)(10) shall remain in full force and effect.

Section 4

Allegation and evidence of a culpable mental state is not required for the proof of an offense defined in Chapter 73 Schedule I Speed Limits.

Section 5

All other provisions of Chapter 73 Schedule I not expressly amended as stated herein shall remain in full force and effect.

Section 6

The provisions of this ordinance are severable in accordance with Section 10.07 of the Carrollton City Code.

Section 7

This Ordinance shall be cumulative of all other ordinances of the City, except where the provisions of this ordinance are in direct conflict with the provisions of such ordinances, in which event the conflicting provisions of such ordinances are hereby repealed; provided, however, that

any complaint, notice, action, cause of action or claim which prior to the effective date of this Ordinance has been initiated or has arisen under or pursuant to such other ordinance(s) shall continue to be governed by the provision of that ordinance or those ordinances, and for that purpose that ordinance or those ordinances shall be deemed to remain and shall continue in full force and effect.

Section 8

A conviction of a violation of the terms of this ordinance shall be a misdemeanor punishable in accordance with Section 10.99 of the Carrollton City Code, as amended.

Section 9

This ordinance shall take effect immediately from and after its adoption and publication as required by law.

DULY PASSED AND APPROVED by the City Council of the City of Carrollton, Texas this 16th day of July 2024.

Steve Babick, Mayor

ATTEST:

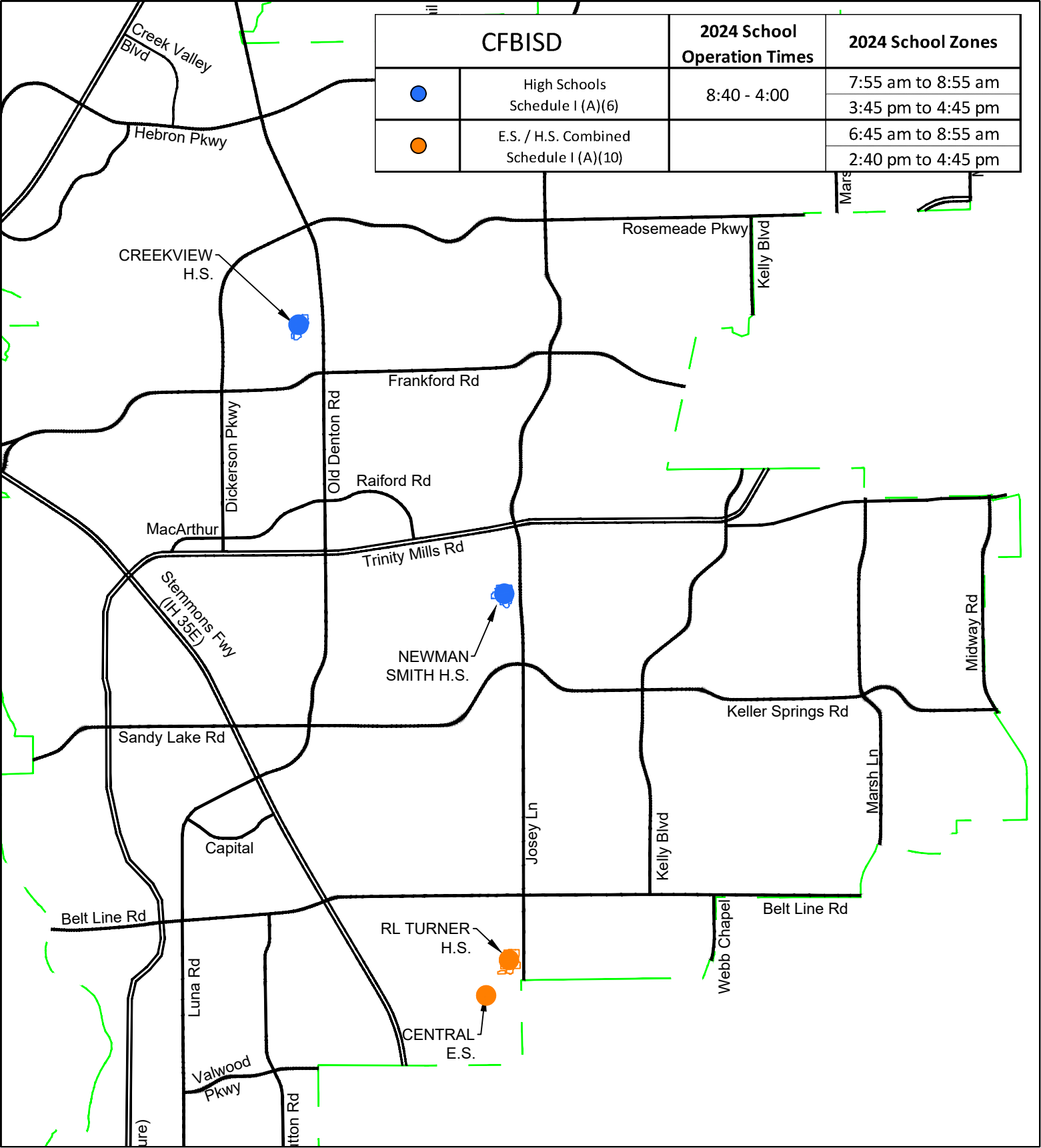
Chloe Sawatzky, City Secretary

APPROVED AS TO FORM:

Albert Thomas
Assistant City Attorney

APPROVED AS TO CONTENT:

Jonathan Wheat, P.E.
Director of Engineering





City of Carrollton

1945 E. Jackson Rd
Carrollton TX 75006

Agenda Memo

File Number: 6764

Agenda Date: 7/16/2024

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Ordinances

Agenda Number: *22.

CC MEETING: July 16, 2024

DATE: July 10, 2024

TO: Erin Rinehart, City Manager

FROM: Melissa Everett, Finance Director
Diana Vaughn, Chief Financial Officer
Chrystal Davis, Assistant City Manager

Consider An **Ordinance Amending The Capital Budgets And Operating Budgets For Fiscal Year October 1, 2023, Through September 30, 2024.**

BACKGROUND:

The City of Carrollton approved its annual Operating and Capital Budgets on September 12, 2023. The budget consists of \$287,678,502 operating funds and \$120,935,550 capital funds, each adopted independently of each other and requires council approval to make changes to the planned expenditures.

The May 28, 2024, straight-line wind event activated an emergency response amongst city resources. This transfer provides for additional needed funding to the General Facilities Capital Account to pay for the services related to response and ensure proper recording of the event.

A budget transfer is needed for the design of the North Texas Emergency Communication Center's (NTECC) new facility. This transfer provides for needed funding in the General Facilities Capital Account to pay for architectural services.

A budget transfer will increase Parks Capital Fund to offset the increased construction costs of the Dudley Branch Trail. To maintain proper financial reporting, staff are proposing to transfer budget from one capital fund to another capital fund to ensure that the City provides funding for municipal purposes.

Carrollton Fire Rescue cancelled a previously issued purchase order for an ambulance due to poor reviews with the most recently purchased chassis. To maintain proper financial reporting, staff are proposing a budget amendment that will decrease the fund balance from the General Fleet Replacement Budget to allow for the purchase of a new ambulance and chassis.

Financial Implications

This budget amendment will make the following amendment:

- In the General Fund, decrease the fund balance by increasing the transfers out by a one-time transfer of \$1,500,000 to the General Facilities Capital Fund.
- In the General Facilities Capital Fund, increase the sources of revenue by \$1,500,000 through a non-recurring transfer from the General Fund.
- In the General Facilities Capital Fund, increase the uses of funds by \$1,500,000.
- In the General Facilities Capital Fund, decrease the fund balance by \$6,300,000 by a one-time transfer to the Parks Capital Fund.
- In the Parks Capital Fund, increase the sources of funds by \$6,300,000 through a non-recurring transfer from the General Facilities Capital Fund.
- In the Parks Capital Fund, increase the uses of funds by \$6,300,000.
- In the General Fleet Replacement Fund, decrease the Fund Balance by \$318,764 by increasing the recurring uses of fund by \$318,764.

Staff Recommendations:

Staff recommends adopting the attached Ordinance amending the City's Approved Annual Capital Budget and Operating Budget.

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARROLLTON, TEXAS, AMENDING THE OPERATING AND CAPITAL BUDGETS FOR THE CITY OF CARROLLTON, TEXAS FOR THE FISCAL YEAR OCTOBER 1, 2023 THROUGH SEPTEMBER 30, 2024, FOR THE PURPOSE OF PROVIDING APPROPRIATIONS IN THE CAPITAL BUDGETS; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Carrollton, Texas (“City”) is a Home Rule municipality possessing the full power of local self-government pursuant to Article 11, Section 5 of the Texas Constitution, Section 51.072 of Texas Local Government Code and its Home Rule Charter; and

WHEREAS, the City Council of the City (“City Council”) passed and approved Ordinance Number 4163 dated September 12, 2023, adopting and approving an Operating and Capital budgets for the City authorizing appropriations for the fiscal year October 1, 2023 through September 30, 2024 (“Operating and Capital Budgets”); and

WHEREAS, the City Council passed and approved Ordinance Number 4173 dated November 21, 2023, adopting and approving an amendment to the Operating and Capital Budgets; and

WHEREAS, the City Council passed and approved Ordinance Number 4184 dated January 23, 2024, adopting and approving an amendment to the Operating and Capital Budgets; and

WHEREAS, the City Council passed and approved Ordinance Number 4201 dated April 16, 2024, adopting and approving an amendment to the Operating and Capital Budgets; and

WHEREAS, the City Council passed and approved Ordinance Number 4205 dated May 21, 2024, adopting and approving an amendment to the Operating and Capital Budgets; and

WHEREAS, state law authorizes a municipality to make changes in the municipal Operating and Capital budget due to unforeseen conditions and for municipal purposes; and

WHEREAS, the City Council finds that the proposed changes in the Operating and Capital Budgets are for municipal purposes and in the best interest of the citizens of the City of Carrollton;

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF CARROLLTON, TEXAS, THAT:

SECTION 1

The above and foregoing premises are found to be true and correct and are incorporated herein and made a part hereof for all purposes.

SECTION 2

The City Council hereby adopts and approves an amendment to the Operating and Capital Budget for the City for the fiscal year beginning October 1, 2023, through September 30, 2024, making the following changes.

- 1) In the General Fund, decrease the fund balance by increasing the transfers out by a one-time transfer of \$1,500,000 to the General Facilities Capital Fund.
- 2) In the General Facilities Capital Fund, increase the sources of revenue by \$1,500,000 through a non-recurring transfer from the General Fund.
- 3) In the General Facilities Capital Fund, increase the uses of funds by \$1,500,000.
- 4) In the General Facilities Capital Fund, decrease the fund balance by \$6,300,000 by a one-time transfer to the Parks Capital Fund.
- 5) In the Parks Capital Fund, increase the sources of funds by \$6,300,000 through a non-recurring transfer from the General Facilities Capital Fund.
- 6) In the Parks Capital Fund, increase the uses of funds by \$6,300,000.
- 7) In the General Fleet Replacement Fund, decrease the Fund Balance by \$318,764 by increasing the recurring uses of fund by \$318,764.

SECTION 3

This Ordinance shall become effective on and after its adoption.

DULY PASSED AND APPROVED by the City Council of the City of Carrollton, Texas,
this 16th day of July 2024.

CITY OF CARROLLTON, TEXAS

By:

Steve Babick, Mayor

ATTEST:

Chloe Sawatzky, City Secretary

APPROVED AS TO FORM

Meredith Ladd, City Attorney

APPROVED AS TO CONTENT:

Melissa Everett, Finance Director



City of Carrollton

1945 E. Jackson Rd
Carrollton TX 75006

Agenda Memo

File Number: 6754

Agenda Date: 7/16/2024

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Resolution

Agenda Number: *23.

CC MEETING: July 16, 2024

DATE: July 8, 2024

TO: Erin Rinehart, City Manager

FROM: Jonathan Wheat, P.E., Director of Engineering
Krystle Boise, Strategic Services Director

Consider A **Resolution Authorizing The City Manager To Enter Into An Amended Agreement With Dallas Area Rapid Transit (DART) For Improvements To The Luna Road Crossing Of The DART Rail Line.**

BACKGROUND:

A License Agreement between the City of Carrollton (City) and DART for the crossing of Luna Road and the DART railroad line north of Belt Line Road was executed on February 16, 2000. The License Agreement allowed for the crossing of Luna Road and the maintenance of the roadway by the City within DART right-of-way (ROW). The construction of the DART Silver Line will add another rail line at the crossing and operationally add multiple train crossings per hour.

In order to accommodate traffic through the crossing with the added rail line and commuter train traffic, additional turn lanes at the Luna Road / Belt Line intersection are required. Some of these improvements will be on DART ROW. An amendment to the original agreement is necessary in order to allow the City to operate and maintain the roadway improvements on DART ROW.

FINANCIAL IMPLICATIONS:

There are no costs to the City for the construction of Improvements at the Luna Road crossing of the DART commuter rail line. The City will assume maintenance of the pavement Improvements constructed by DART. Maintenance costs will be covered through the Streets Operational Budget.

IMPACT ON COMMUNITY SUSTAINABILITY:

This project will support the City Council's strategic objectives and vision of building a community that families and businesses want to call home by:

- Improving mobility at the Luna Road crossing of the DART commuter rail line.

STAFF RECOMMENDATION/ACTION DESIRED:

Staff recommends approval of a resolution authorizing the City Manager to enter into an Amended Agreement with DART for improvements at the Luna Road crossing of the DART rail line.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARROLLTON, TEXAS, AUTHORIZING THE CITY MANAGER TO ENTER INTO AN AMENDED AGREEMENT WITH DALLAS AREA RAPID TRANSIT (DART) FOR IMPROVEMENTS TO THE LUNA ROAD CROSSING OF THE DART RAIL LINE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Carrollton (City) and DART mutually desire to enter into an Amended Agreement to allow for improvements to the Luna Road crossing of the DART rail line in Carrollton; and

WHEREAS, the City and DART agree to an Amendment of the original Luna Road crossing license agreement, executed in February 2000, to allow improvements at the crossing; and

WHEREAS, an Amended Agreement with DART is necessary in order to complete proposed improvements to the Luna Road crossing of the DART rail line.

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

SECTION 1:

All of the above premises are found to be true and correct legislative and factual findings of the City Council, and they are hereby approved, ratified and incorporated into the body of this Resolution as if copied in their entirety.

SECTION 2:

The City Manager, or designee, is authorized to execute an Amended Agreement with DART for improvements to the Luna Road crossing of the DART rail line in Carrollton.

SECTION 3:

The City Manager, or designee, is authorized to take those steps reasonable and necessary to comply with the intent of this Resolution.

SECTION 4:

This Resolution shall take effect immediately from and after its passage.

PASSED and APPROVED on this 16th day of July 2024.

CITY OF CARROLLTON, TEXAS

By: _____
Steve Babick, Mayor

ATTEST:

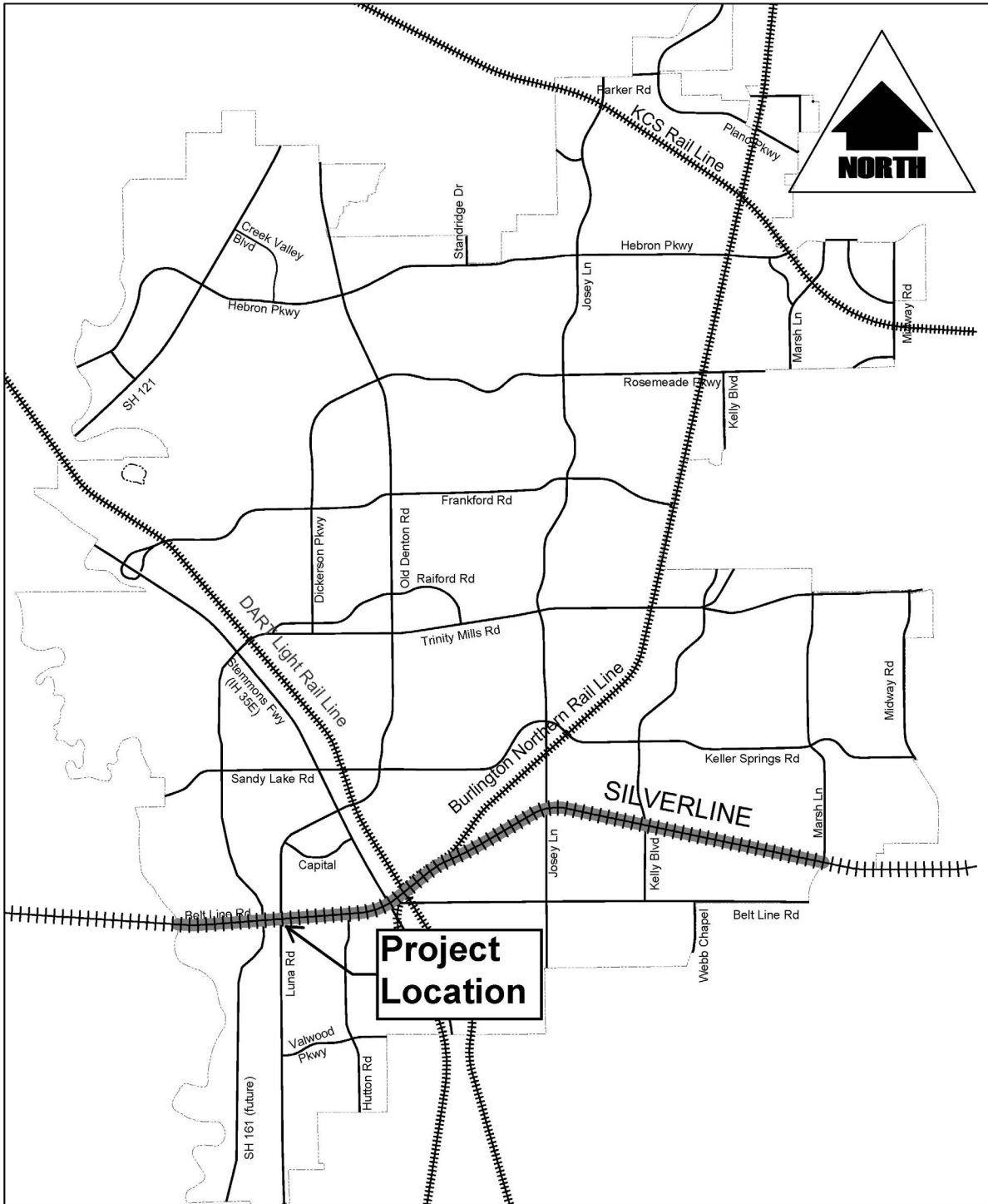
Chloe Sawatzky, City Secretary

Approved as to form:

Meredith A. Ladd, City Attorney

Approved as to content:

Jonathan Wheat, P.E.,
Director of Engineering



FILENAME: SilverLine



**ENGINEERING
DEPARTMENT**

DART SilverLine Luna Road Crossing

SCALE: N.T.S. DATE: 04/2022
SHEET NUMBER: 1 OF 1 SHEETS



Agenda Memo

File Number: 6765

Agenda Date: 7/16/2024

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Resolution

Agenda Number: *24.

CC MEETING: July 16, 2024

DATE: July 10, 2024

TO: Erin Rinehart, City Manager

FROM: Josh Giles, Development Program Manager
Ravi Shah, Executive Director of Development Services

Consider A Resolution Authorizing The Assignment Of An Economic Development Grant Agreement To Rebate Property Taxes At 1415 South Broadway From BSPMT Broadway Carrollton, LLC to CRP/RPM LYV Broadway Owner, L.P..

BACKGROUND:

LYV Broadway, formerly known as Olympus on Broadway, is a mixed-use multi-family project in Downtown Carrollton. Trammell Crow, d/b/a High Street Carrollton Developer, LLC, entered into an economic development agreement with the City to construct LYV Broadway on February 13, 2019. The project was subject to the following incentive requirements:

Trammell Crow agreed to develop a Class-A apartment building, including:

- Minimum 300 apartment units (390 units were built)
- Multi-level structured parking garage
- Streetscape improvements on Broadway

The City agreed to:

- Provide a construction reimbursement incentive in an amount not to exceed \$4,662,000 for the purpose of paying the costs of the reconstruction of City infrastructure improvements, including the reconstruction of South Broadway and installation of associated streetscape improvements;
- Provide an economic development grant to rebate 50% of the property's ad valorem taxes for a 7-year period, beginning 18 months after the completion of construction.

With the exception of the rebate grant, the City and Trammell Crow completed all other obligations of the economic development agreement. In 2022, Trammell Crow sold the property to BSPMT Broadway Carrollton, LLC. On June 7, 2022, the City authorized an assignment of

the remaining property tax rebate benefit to BSPMT Broadway Carrollton, LLC.

In June 2024, LYV Broadway was sold by BSPMT Broadway Carrollton, LLC to CRP/RPM LYV Broadway Owner, L.P. The new owner has requested receipt of the assignment of the benefits of an economic development grant agreement to rebate a portion of property taxes, which was provided to High Street Carrollton Developer, LLC and BSPMT Broadway Carrollton, LLC.

The obligation of the agreement to rebate a portion of property taxes began in September 2022. The funding for payment of the property tax rebate is included in the Economic Development Fund, and none of the original deal terms of the economic development agreement are proposed to be modified. In order to fulfill the intent of the economic development grant, an assignment is necessary in order to provide the property tax rebate benefit to the current owner.

FINANCIAL IMPLICATIONS:

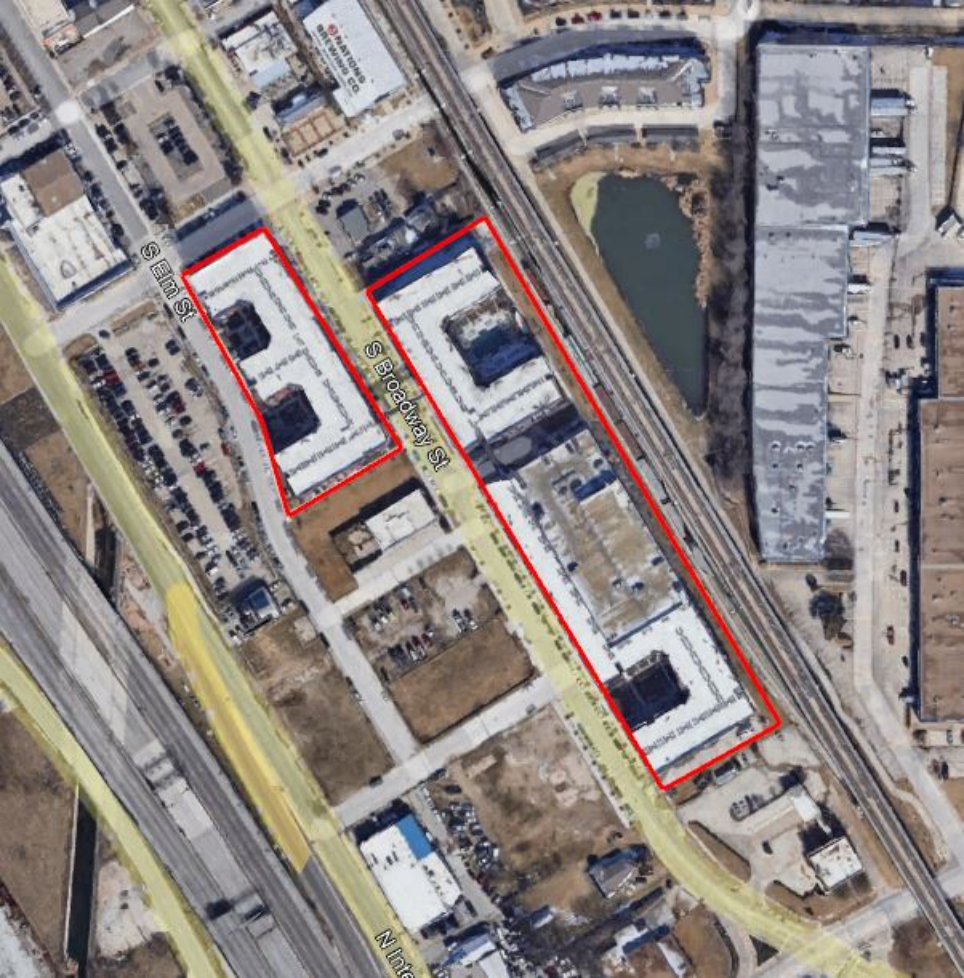
The 2024 tax-year assessment of the development is \$77,175,970 according to DCAD public records. Based on the current City property tax rate, the estimated annual City property tax for this project is approximately \$428,000. Assuming a constant tax rate and property value assessment, a 7-year, 50% rebate of the City property taxes is valued at approximately \$1,498,000. Two years have already lapsed since the tax abatement began, and the City has already paid approximately \$409,000; the remaining five-year period for the property tax abatement amount due will be approximately \$1,100,000.

IMPACT ON COMMUNITY SUSTAINABILITY:

The mixed-use project provides the Downtown area with nearly four-hundred apartment units and adds to the economic vibrancy of the area.

STAFF RECOMMENDATION/ACTION DESIRED:

Staff recommends City Council approval of a resolution authorizing the assignment of the economic development grant at LYV Broadway to CRP/RPM LYV Broadway Owner, L.P.



RENTAL
EQUIPMENT CO.

S Elm St

S Broadway St

N Interstate

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARROLLTON, TEXAS, AUTHORIZING THE ASSIGNMENT OF AN ECONOMIC DEVELOPMENT GRANT TO REBATE PROPERTY TAXES AT 1415 SOUTH BROADWAY FROM BSPMT BROADWAY CARROLLTON, LLC TO CRP/RPM LYV BROADWAY OWNER, L.P.; AUTHORIZING THE CITY MANAGER TO TAKE THE NECESSARY ACTIONS TO NEGOTIATE AND ENTER INTO THE SAID AGREEMENT; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City Council of the City of Carrollton, Texas (“City Council”), has authority to provide economic development benefits that promote local economic development and stimulate business activity within the City to benefit the health, safety and welfare of the residents of the City of Carrollton, Texas (“City”); and

WHEREAS, the City Council desires to attract new commercial and retail business to the City that will, among other things, generate additional property and sales tax revenue and employ City residents; and

WHEREAS, on February 13, 2019, the City entered into an economic development agreement (as may have been amended, modified, or assigned, the “Development Agreement”) with High Street Carrollton Developer, LLC (“Developer”) to construct LYV Broadway (“Property”), formerly known as Olympus on Broadway, located in downtown Carrollton at 1415 S Broadway; and

WHEREAS, the Development Agreement included an economic development grant (“Benefit”) in an amount equal to one half of the ad valorem taxes assessed by the City with respect to the land and mixed-use development for seven (7) years commencing with the first calendar year eighteen (18) months following completion of construction, beginning from the issuance of the Certificate of Occupancy dated April 27, 2021; and

WHEREAS, BSPMT Broadway Carrollton, LLC (“Seller”) purchased the Property from Developer and requested the City to assign them the Benefit and the City did assign the Benefit to Seller, pursuant to that certain Assignment Agreement dated October 6, 2022, effective as of July 3, 2022 by and between High Street Olympus Carrollton Phase IV, LLC, a Delaware limited liability company and Seller acknowledged and consented to by the City;

WHEREAS, CRP/RPM LYV Broadway Owner, L.P. (“Purchaser”) has now purchased the Property from Seller and requested the City to assign Purchaser the Benefit;

WHEREAS, City Council approval is required for any assignment of the Benefit as defined by the Development Agreement; and

WHEREAS, excluding the Benefit, all other obligations of the City and Developer have been met according to the Development Agreement; and

WHEREAS, upon review and consideration of the Purchaser's request and all matters attendant and related thereto, the City Council finds that entering into the agreement pursuant to the assignment of the Benefit is in the interests of the health, safety, and welfare of the citizens of Carrollton and should be approved, and the City Manager shall be authorized to negotiate, execute documents, and take those actions necessary to effectuate the intents and purposes of this Resolution;

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

Section 1

All of the above premises are found to be true and correct legislative and factual findings of the City Council, and they are hereby approved, ratified and incorporated into the body of this Resolution as if copied in their entirety.

Section 2

The City Manager is hereby authorized to negotiate and execute the assignment of the Benefit to the Purchaser in accordance with this Resolution, and to take all other action necessary to effectuate the intents and purposes of this Resolution.

Section 3

This Resolution shall take effect upon passage.

DULY PASSED AND APPROVED by the City Council of the City of Carrollton, Texas this 16th day of July, 2024.

CITY OF CARROLLTON, TEXAS

Steve Babick, Mayor

ATTEST:

Chloe Sawatzky, City Secretary

[SIGNATURES CONTINUE ON FOLLOWING PAGE]

APPROVED AS TO FORM:

Meredith A. Ladd
City Attorney

APPROVED AS TO CONTENT:

Josh Giles
Development Program Manager

Ravi Shah
Director of Development Services



City of Carrollton

1945 E. Jackson Rd
Carrollton TX 75006

Agenda Memo

File Number: 6753

Agenda Date: 7/16/2024

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Resolution

Agenda Number: *25.

CC MEETING: July 16, 2024

DATE: July 8, 2024

TO: Erin Rinehart, City Manager

FROM: Krystle Boise, Strategic Services Director

Consider A **Resolution Supporting The Transit 2.0 Initiative As Led By The North Central Texas Council Of Governments And Funded By The Regional Transportation Council.**

BACKGROUND:

The purpose of this item is to allow the City Council the opportunity to consider a Resolution voicing support for the Transit 2.0 initiative, which is led by the North Central Texas Council of Governments and funded by the Regional Transportation Council. The intended purpose of the initiative is to develop and support a transit solution for the entire Dallas-Fort Worth region in response to the area's unprecedented growth.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARROLLTON, TEXAS, SUPPORTING THE TRANSIT 2.0 INITIATIVE AS LED BY THE NORTH CENTRAL TEXAS COUNCIL OF GOVERNMENTS AND FUNDED BY THE REGIONAL TRANSPORTATION COUNCIL.

WHEREAS, the Dallas Area Rapid Transit Authority (“DART”) was created by the Texas Legislature more than forty years ago in 1983; and

WHEREAS, DART provides regional transportation services to its member cities, being Addison, Carrollton, Cockrell Hill, Dallas, Farmers Branch, Garland, Glenn Heights, Highland Park, Irving, Richardson, Rowlett, Plano, and University Park (“Member Cities”); and

WHEREAS, all DART member cities contribute one cent of the sales and use tax to DART, as approved by voters, which is currently under review by Ernst & Young as to fair share allocation among member cities; and

WHEREAS, with the 40th anniversary of DART last year, now is an appropriate time for the region to revisit the strategic goals and desired outcomes of regional transit as well as evaluate the funding model; and

WHEREAS, the City Council of the City of Carrollton, Texas (“City Council”) acknowledges and embraces that the growth of the Dallas-Fort Worth region requires an efficient transit solution in order to provide predictable, cost effective, safe, and reliable mobility for residents and businesses to meet the population growth expectations over the next forty years; and

WHEREAS, the City Council recognizes that DART’s presence in the City of Carrollton, Texas (“City”) provides a key component of a sustainable transit solution as well as economic vitality; and

WHEREAS, the City Council recognizes the value of the North Central Texas Region’s three Transit Agencies, including DART and its commitment to continuous process improvement, providing safe and efficient operations, and returning value to the taxpayers and communities it serves; and

WHEREAS, the City Council is supportive of the Transit 2.0 initiative, which is led by the North Central Texas Council of Governments, and intended to develop and support a transit solution for the entire Dallas-Fort Worth, North Central Texas region in response to the area’s unprecedented growth; and

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

Section 1

All of the above premises are found to be true and correct legislative and factual findings of the City Council, and they are hereby approved, ratified and incorporated into the body of this Resolution as if copied in their entirety.

Section 2

The City Council adopts a position of support of the Transit 2.0 initiative, as led by the North Central Texas Council of Governments and funded by the Regional Transportation Council and the intent of the initiative to bring forth a revised view of transit in meeting the needs of the future for current Member Cities and creating a compelling value proposition to expand membership to meet the needs of the future.

Section 3

The City Council encourages collaborative regional efforts inherent in Transit 2.0 to reduce cost of service, reduce sales tax subsidies among current member cities, expand membership and market share to non-member cities, potentially change funding, ensure equitable representation in among member cities on the governing board and ensure value and safe transit for residents today and in the future.

Section 4

The City Council encourages the DART board to implement a plan supportive of Transit 2.0 to reduce the current sales tax subsidy of member cities by 25%.

Section 5

This Resolution shall take effect upon passage.

PASSED AND APPROVED ON JULY 16, 2024.

CITY OF CARROLLTON, TEXAS

Steve Babick, Mayor

ATTEST:

Chloe Sawatzky, City Secretary

APPROVED AS TO FORM:

Meredith A. Ladd, City Attorney

APPROVED AS TO CONTENT:

Krystle Boise, Strategic Services Director



City of Carrollton

1945 E. Jackson Rd
Carrollton TX 75006

Agenda Memo

File Number: 6756

Agenda Date: 7/16/2024

Version: 1

Status: Other Business

In Control: City Council

File Type: Procedural Item

Agenda Number: 26.

CC MEETING: July 16, 2024

DATE: July 9, 2024

TO: Erin Rinehart, City Manager

FROM: Melissa Everett, Finance Director
Diana Vaughn, Chief Financial Officer
Chrystal Davis, Assistant City Manager

Consider **Approval Of A Waiver Of Public Improvement District Penalty And Interest On Property Account #965883DEN, In Accordance With Recommendation Of Denton County Tax Assessor/Collector And The Court Of County Commissioners.**

BACKGROUND:

Staff has received a recommendation from the Denton County Tax Assessor/Collector of a waiver of penalty and interest for the Public Improvement District fees on behalf of Yoon Sung Jin and Rachel Son Young (Account #965883DEN). According to the Denton County Tax Assessor/Collector, a corrected tax statement was not mailed as expected therefore the taxpayer did not have a current statement in their name. The property owner is now aware of the taxes that are due and has made payment for taxes, penalty and interest.

The State of Texas Tax Code Section 33.011 provides for a waiver of penalty and/or interest by a governing body of the taxing unit under certain circumstances. The governing body must approve the waiver. The Denton County Tax Assessor/Collector recommends approval of this waiver. Additionally, the City's delinquent tax attorney was consulted regarding this account and concurs that it meets Section 33.011 of the Property Tax Code.

FINANCIAL IMPLICATIONS:

If approved, the Denton County Tax Assessor/Collector will refund the city related late payment penalties of \$101.29 and \$16.88 in city related interest, totaling \$118.17.

STAFF RECOMMENDATION/ACTION DESIRED:

Staff recommends the City Council Authorize the Denton County Tax Assessor/Collector to refund the penalties and interest.



City of Carrollton

1945 E. Jackson Rd
Carrollton TX 75006

Agenda Memo

File Number: 6760

Agenda Date: 7/16/2024

Version: 1

Status: Other Business

In Control: City Council

File Type: Procedural Item

Agenda Number: 27.

CC MEETING: July 16, 2024

DATE: July 9, 2024

TO: Erin Rinehart, City Manager

FROM: Melissa Everett, Finance Director
Diana Vaughn, Chief Financial Officer
Chrystal Davis, Assistant City Manager

Consider **Approval Of A Waiver Of The City of Carrollton's Tax Related Penalty And Interest On Property Account #965883DEN, In Accordance With Recommendation Of Denton County Tax Assessor/Collector And The Court Of County Commissioners.**

BACKGROUND:

Staff has received a recommendation from the Denton County Tax Assessor/Collector of a waiver of penalty and interest for the City of Carrollton's property taxes on behalf of Yoon Sung Jin and Rachel Son Young (Account #965883DEN). According to the Denton County Tax Office, the corrected tax statement was not mailed as expected therefore the taxpayer did not have a current statement in their name. The property owner is now aware of the taxes that are due and has made payment for taxes, penalty and interest.

The State of Texas Tax Code Section 33.011 provides for a waiver of penalty and/or interest by a governing body of the taxing unit under certain circumstances. The governing body must approve the waiver. The Denton County Tax Assessor/Collector recommends approval of this waiver. Additionally, the City's delinquent tax attorney was consulted regarding this account and concurs that it meets Section 33.011 of the Property Tax Code.

FINANCIAL IMPLICATIONS:

If approved, the Denton County Tax Assessor/Collector will refund the city related late payment penalties of \$29.85 and \$4.98 in city related interest, totaling \$34.83.

STAFF RECOMMENDATION/ACTION DESIRED:

Staff recommends the City Council Authorize the Denton County Tax Assessor/Collector to refund the penalties and interest.



Agenda Memo

Agenda Date:

Version: 1

Status: Public Forum

In Control: City Council

File Type: Public Forum

Agenda Number: 28.

Hearing of any citizen/visitor on items not listed on the regular meeting agenda. Citizens wishing to address the Council regarding items on the posted agenda will be called to speak during the Council's consideration of such items.

Citizens/visitors should complete an appearance card located on the table at the entrance to the City Council Chambers. Speakers must address their comments to the presiding officer rather than to individual Council members or staff; Stand at the podium, speak clearly into the microphone and state your name and address prior to beginning your remarks; Speakers will be allowed between 2 and 5 minutes for testimony; Speakers making personal, impertinent, profane or slanderous remarks may be removed from the room; Unauthorized remarks from the audience, stamping of feet, whistles, yells, clapping, and similar demonstrations will not be permitted; No placards, banners or signs will be permitted in the Chambers or in any other room in which the Council is meeting. In accordance with the State Open Meetings Act, the City Council is restricted from discussing or taking action on items not listed on the agenda. Action can only be taken at a future meeting.