

City of Carrollton

1945 E. Jackson Road
Carrollton, TX 75006



REGULAR WORKSESSION & MEETING

Tuesday, September 10, 2024

5:30 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*******5:30 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 551.074** to discuss personnel matters.
 - Annual Review of the Municipal Judge.
 - Annual Review of the City Manager.
3. Council will **reconvene in open session** to consider action, if any, on matters discussed in the Executive Session.

*****WORKSESSION*****

4. Present **Contract Information Regarding The Management Of Indian Creek Golf Club.**
5. Discuss **Fiscal Year 2025 Proposed Budget.**
6. Discuss **Request For The Designation Of Korea Town In Carrollton.**
7. **Mayor And Council Reports And Information Sharing.**

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

INVOCATION - Deputy Mayor Pro Tem Christopher Axberg

PLEDGE OF ALLEGIANCE - Mayor Pro Tem Richard Fleming

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.**
- 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

- *9. Consider Approval Of The July 26-27, 2024 Strategic Retreat Minutes.**
- *10. Consider Approval Of The August 20, 2024 Regular Meeting Minutes.**

BIDS & PURCHASES

- *11. Consider Approval Of The Fence Purchase And Installation At R.E. Good Soccer Complex Through An Inter-Local Agreement With The City Of Hurst In An Amount Not To Exceed \$167,737.00.**
- *12. Consider Approval Of RFP #24-020, Renovations at Rosemeade Recreation Center To Dallas Harmony Construction, LLC, In An Amount Not To Exceed \$402,000.00, For A One-Year Agreement.**
- *13. Consider Approval Of RFP #24-053 For Temporary Staffing Services From Cornerstone Staffing And Openwork LLC In An Amount Not To Exceed \$400,000.00 Annually For A Total Three-Year Contract Amount Not To Exceed \$1,200,000.00.**

- *14.** Consider Approval Of RFP #24-062 For Risk Management Software From Recordables Inc. In An Amount Not To Exceed \$59,500.00 For Year One and \$35,250.00 Per Renewal Term, For A Total Three Year Contract Amount Not To Exceed \$130,000.00.
- *15.** Consider Authorizing The City Manager To Purchase Replacement Fire Alarm Equipment And Installation For The Central Service Center On An Existing BuyBoard Cooperative Contract In An Amount Not To Exceed \$76,412.00.

CONTRACTS & AGREEMENTS

- *16.** Consider Authorizing The City Manager To Enter Into An Agreement With 3M Company Through An Interlocal Agreement With The City Of Fort Worth In An Amount Not To Exceed \$75,000.00 Annually, For A Two-Year Agreement, For A Total Agreement Amount Not To Exceed \$150,000.00
- *17.** Consider Authorizing The City Manager To Approve A Construction Contract With KIK Underground, LLC For The Duncan Heights NOTICE Street, Drainage, And Utility Improvements Phase 1 Project In An Amount Not To Exceed \$6,954,653.50.
- *18.** Consider Authorizing The City Manager To Approve A Construction Contract With Camino Construction LP For The Country Villas Street Reconstruction Project In An Amount Not To Exceed \$7,790,000.00.
- *19.** Consider Authorizing The City Manager To Enter Into An Interlocal Agreement With The City Of Dallas For A Temporary Increase To The City's Water Demand Levels.

ORDINANCES

- *20.** Consider An Ordinance Amending Chapter 31, The Comprehensive Fee Schedule, Effective October 1, 2024.

RESOLUTIONS

- *21.** Consider A Resolution Authorizing The City Manager To Enter Into A Two Year Software Services Agreement With Flock Safety Systems For License Plate Reader Camera Software In An Amount Not to Exceed \$30,000 Annually, For A Total Contract Amount Not To Exceed \$60,000.
- *22.** Consider A Resolution Authorizing The City Manager To Enter Into A Five Year Agreement With Flock Safety Systems For License Plate Reader Camera Equipment For \$12,471 For The First Year, \$10,371 Annually Thereafter, For A Total Contract Amount Not to Exceed \$53,955.

- *23.** Consider A Resolution Authorizing The City Manager To Enter Into An Agreement With FLOCK For A One-Year Lease Of 57 IP Cameras In An Amount Not To Exceed \$221,000 Over A One-Year Period.
- *24.** Consider A Resolution Authorizing The City Manager To Accept The Award Of The 2025 Texas Motor Vehicle Crime Prevention Authority Catalytic Converter Grant For A Total Of \$184,167.
- *25.** Consider A Resolution Authorizing the City Manager To Purchase Audio-Visual Equipment And Installation And Support Services From AVI Systems, Inc. Through An Interlocal Cooperation Agreement with TIPS For The Real Time Crime Center At The Police Department In An Amount Not To Exceed \$200,906.91.
- *26.** Consider A Resolution Of The City Council Of The City Of Carrollton, Texas, Approving A Negotiated Settlement Between The Atmos Cities Steering Committee (“ACSC”) And Atmos Energy Corp., Mid-Tex Division (“Atmos”) Regarding Atmos’s 2024 Rate Review Mechanism Filing; Declaring Existing Rates To Be Unreasonable; Adopting Tariffs That Reflect Rate Adjustments Consistent With The Negotiated Settlement; Finding The Rates To Be Set By The Attached Settlement Tariffs To Be Just And Reasonable And In The Public Interest; Approving An Attachment Establishing A Benchmark For Pensions And Retiree Medical Benefits; Requiring Atmos To Reimburse ACSC’s Reasonable Ratemaking Expenses; Determining That This Resolution Was Passed In Accordance With The Requirements Of The Texas Open Meetings Act; Adopting A Savings Clause; Declaring An Effective Date; Requiring Delivery Of This Resolution To Atmos And ACSC’s Legal Counsel; And Providing An Effective Date.
- *27.** Consider A Resolution Amending Resolution No. 4628 Relating To The Award Of Bid #21-022 To VertexOne for the Utility Billing Solution, Authorizing the City Manager to Execute All Necessary Documents to Obtain Additional Integration Between VertexOne’s Utility Billing System and City Systems, And Authorizing Additional Funds to Ensure Access to the Utility Billing System for the Term of the Agreement with Vertex One In The Amount Of \$296,823.00, For A New Total Amount Not To Exceed \$3,161,506, through October 1, 2027.
- *28.** Consider A Resolution For The Ratification Of Emergency Storm Debris Removal Services By CrowderGulf, LLC. In An Amount Not To Exceed \$1,266,800.

- *29.** Consider A Resolution For The Ratification Of Emergency Tree Trimming Services By Elite Tree Services, LLC. In An Amount Not To Exceed \$29,255, For A New One-Year Amount Not To Exceed \$125,755, And A New Total Contract Amount Not To Exceed \$318,755.
- *30.** Consider A Resolution Authorizing The City Manager To Bind Coverage With the Texas Municipal League Intergovernmental Risk Pool (TMLIRP) for Workers' Compensation, General Liability, Including Law Enforcement Errors And Omissions, Automobile Liability, Automobile Physical Damage, Crime, Real And Personal Property, and Mobile Equipment, And Arthur J. Gallagher for Cyber Liability In An Annual Amount Not To Exceed \$1,400,000.00.
- *31.** Consider A Resolution Authorizing The City Manager To Amend The Contract With Orion Management Solutions For Management Of Indian Creek Golf Course By Revising The Revenue Share Formula And Authorizing A Management Fee In Certain Circumstances.

PUBLIC HEARING - INDIVIDUAL CONSIDERATION

- 32.** Hold A Public Hearing To Consider An Ordinance Amending The Zoning To Establish A Special Use Permit To Allow An Amusement Arcade (Excluding Adult Arcade) In An Approximately 1,300 Square Foot Space Zoned PD-63 For The (LR-2) Local Retail District And Located At 3044 Old Denton Road, Suite 117; Amending The Official Zoning Map Accordingly. Case No. PLSUP 2024-085 Eiswelt Gelato And Arcade.
- 33.** Hold A Public Hearing To Consider An Ordinance Amending The Zoning To Amend SUP-312 To Allow An Automobile, Motor Vehicle, Heavy Load Truck And Watercraft Paint And Body Shop (Vehicle Wrap, Window Tint, And Window Replacement) In An Approximately 2,000 Square Foot Space Zoned (LR-2) Local Retail District And Located At 3609 North Josey Lane; Amending The Official Zoning Map Accordingly. Case No. PLSUP 2024-071 Neu Tint Auto Glass.
- 34.** Hold A Public Hearing To Consider An Ordinance Amending The Zoning To Establish A Special Use Permit To Allow A Communications Tower, Freestanding (Excluding Antennas Or Support Structures For Amateur Radio Communications) On An Approximately 21.08-Acre Tract Zoned PD-005 For The (LR-2) Local Retail District And Located 1213 East Trinity Mills Road And Approximately 850 Feet East of East Trinity Mills Road and Old Denton Road; Amending The Official Zoning Map Accordingly. Case No. PLSUP 2024-074 Walmart Monopole.

35. Conduct A **Public Hearing On The Proposed 2024 Property Tax Rate And Proposed Operating And Capital Budget For The Fiscal Year October 1, 2024 Through September 30, 2025.**

OTHER BUSINESS

36. Consider An **Ordinance Adopting And Approving An Operating And Capital Budget For The City Of Carrollton, Making Appropriations Therefore For The Fiscal Year October 1, 2024 Through September 30, 2025.**
37. Consider An **Ordinance Establishing The Tax Rate And Tax Levy For The City Of Carrollton For The Tax Year 2024 Upon The Taxable Property In The City Of Carrollton In Conformity With The Laws Of The State Of Texas And The City.**
38. Consider A **Resolution Ratifying The Property Tax Increase Reflected In The Fiscal Year 2024 - 2025 Operating Budget.**

PUBLIC FORUM

39. **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 6th day of September 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: 6863

Agenda Date: 9/10/2024

Version: 1

Status: Work Session

In Control: City Council

File Type: Work Session Item

Agenda Number: 4.

CC MEETING: September 10, 2024

DATE: September 5, 2024

TO: Erin Rinehart, City Manager

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

Present **Contract Information Regarding The Management Of Indian Creek Golf Club.**



Agenda Memo File Number: 6845

Agenda Date: 9/10/2024

Version: 1

Status: Work Session

In Control: City Council

File Type: Work Session Item

Agenda Number: 5.

CC MEETING: September 10, 2024

DATE: September 3, 2024

TO: Erin Rinehart, City Manager

FROM: Diana Vaughn, Chief Financial Officer
Chrystal Davis, Assistant City Manager

Discuss **Fiscal Year 2025 Proposed Budget.**

BACKGROUND:

The Fiscal Year 2025 Proposed Budget was distributed to the City Council on July 31, 2024. On August 6, 2024, and August 20, 2024, City Council work sessions were held to provide the City Council an opportunity to discuss the Proposed Budget and the proposed tax rate used to develop the budget.

This work session is to provide council any additional information related to the Proposed Budget and continue discussion related to the tax rate for Fiscal Year 2025. Separate items are included on the regular meeting agenda for the vote to approve and ratify the tax rate and to host public hearings on the budget and the proposed tax rate. The City provided legal notices required by law with the proposed tax rate of 53.9793 cents per \$100 in valuation, however this does not limit the Council's ability to **lower** the tax rate as discussed in the August 20, 2024, work session.

Any changes to the Proposed Budget directed by Council during this work session will be incorporated into the adopted Fiscal Year 2025 Budget.

STAFF RECOMMENDATION/ACTION DESIRED:

Deliberate and provide direction on desired changes to the Fiscal Year 2025 Proposed Budget.



City of Carrollton

1945 E. Jackson Rd
Carrollton TX 75006

Agenda Memo File Number: 6861

Agenda Date: 9/10/2024

Version: 1

Status: Work Session

In Control: City Council

File Type: Work Session Item

Agenda Number: 6.

CC MEETING: September 10, 2024

DATE: September 5, 2024

TO: Erin Rinehart, City Manager

FROM: Ravi Shah, Executive Director of Development
Shannon Hicks, Assistant City Manager

Discuss **Request For The Designation Of Korea Town In Carrollton.**



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: 7.

Mayor And Council Reports And Information Sharing.



Agenda Memo

Agenda Date:

Version: 1

Status: Public Forum

In Control: City Council

File Type: Public Forum

Agenda Number: 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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City of Carrollton

1945 E. Jackson Rd
Carrollton TX 75006

Agenda Memo

File Number: 6864

Agenda Date: 9/10/2024

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Minutes

Agenda Number: *9.

CC MEETING: September 10, 2024

DATE: September 5, 2024

TO: Erin Rinehart, City Manager

FROM: Chloe Sawatzky, City Secretary

Consider **Approval Of The July 26-27, 2024 Strategic Retreat Minutes.**

**CARROLLTON CITY COUNCIL
STRATEGIC PLANNING SESSION
FRIDAY, JULY 26, 2024 & SATURDAY, JULY 27, 2024**

The City Council of the City of Carrollton, Texas convened in the Strategic Planning Session on Friday, July 26, 2024 and Saturday, July 27, 2024 with the following members present: Mayor Steve Babick, Mayor Pro Tem Richard Fleming, Deputy Mayor Pro Tem Christopher Axberg, Councilmembers Nancy Cline, Jason Carpenter, Andrew Palacios, Daisy Palomo, and Rowena Watters. Also present were City Manager Erin Rinehart, Assistant City Manager Chrystal Davis, City Attorney Meredith Ladd, City Secretary Chloe Sawatzky, Executive Director of Public Safety Rex Redden, Marketing Director Kelli Lewis, Strategic Services Director Krystle Boise, and Assistant to the City Manager Grace Currie.

**FRIDAY, JULY 26, 2024
8:30 A.M. – JOSEY RANCH LAKE LIBRARY, FRONT MEETING ROOM**

Mayor Babick called the meeting to order at 8:45 a.m.

1. Receive Opening Remarks and Review Agenda.

- Setting the Stage
- Hometown Activity

Mayor Babick started by welcoming Council and staff to the Council’s annual strategic planning session. Mayor Babick welcomed back the facilitator from the previous year, Julia Novak, Executive Vice President of Raftelis and her colleague Janae Janik, who would be assisting throughout the retreat. City Council and staff then introduced themselves and shared their expectations for the retreat, including developing as a team to produce results, clarifying goals and strategies, aligning the vision, and having deep discussions.

The first exercise was “Hometown Headlines.” Councilmembers were asked to think about the future of Carrollton and develop a front-page newspaper headline they would be proud to see in two years.

2. Review Council Governance And Future Expectations.

The facilitator presented content that explored the Council-Manager form of government and shared insights about the values, roles, relationships, and responsibilities of the governing body and staff. Participants discussed the need for continuous learning; the legacy Councilmembers wish to leave after their term, and the understanding that the ability to get things done requires them to work together as a cohesive governing body.

3. Discuss Role Of Council.

Novak had previously identified six roles that a City Council must fulfill as the governing body. She reviewed each role and engaged the Council in a discussion regarding examples of the body’s activities and responsibilities in each role. The roles were as follows:

- Strategic/Vision – Big Picture Thinker
- Trustee – Steward
- Representative – Constituent Advocate

- Community Builder – Bringing People Together
- Decision-Maker
- Oversight

Next, Councilmembers participated in an activity in which they individually ranked each role according to their preference and natural tendencies in performing that role. The group also discussed what should be prioritized in the role of a City Councilmember, which may not align with their natural tendencies. Participants were asked to think about the most important characteristics they think the role of a Councilmember entails.

Participants engaged in a conversation around the role of Oversight, discussing how this term resonates with each of them and what it means as they lead the City of Carrollton as members of the City Council. Councilmembers view this role as being informed, maintaining transparency, and operating with a high level of trust, allowing them to be greater champions of the City. Oversight can often rise to the surface for communities in chaos, which is not how members of this Council interpreted the role, rather it is meant to focus on trust and accountability.

4. Discuss Governing Together As A Council.

Novak presented content that explored the Council-Manager form of government and shared insights about the values, roles, relationships, and responsibilities of the governing body and staff, focusing on the growing gap between what is politically acceptable and operationally sustainable.

Councilmembers then participated in a conversation around intentional governance, and what that looks like for each Councilmember in Carrollton. The conversation was guided by the following questions:

- What is your personal motivation for and commitment to serving on the City Council?
- What unique perspective do you bring, and how can it help both the City and the Council?
- How do you distinguish between policy (role of the Council) and the administration (role of the City Manager and staff)?
- What is the ideal relationship between the Council and the Manager? How will you foster it?
- What strategies promote open communication and constructive dialogue?
- What do you hope THIS Governing Body will be known for?

LUNCH

5. Receive Update On Legislative Strategies

Krystle Boise, Director of Strategic Services, provided an update on strategies for the upcoming 89th Texas State Legislative Session that will be held from January-June 2025. The City of Carrollton diligently monitors large-scale issues that are going to impact how the City does business. When these issues arise, the City joins a larger collection of other City voices as the issue gets more attention that way.

Boise highlighted that the City hires a legislative consultant who represents the City at the Capitol year-round. This is because as things move quickly during the session, the City needs to have

representation every day. The City's Strategic Services team stays connected to legislative duties in additional ways including being apart of other groups including the North Texas Commission and "Big City Lobbyists" managed through Texas Municipal League. Boise then relayed the City's priorities of the upcoming Legislative Session.

6. Receive Staff Update on 2023-2024 Accomplishments

City Manager Erin Rinehart provided Council with a list of accomplishments from the last year. This document highlighted where staff was successfully able to achieve Council's goals and vision for the City that they set at the 2023 retreat. The Mayor added that receiving this update is one of his favorite parts of the retreat and that the listed out accomplishments were longer each year, commending Rinehart and her staff.

7. Receive Presentation On Departmental Strategic Planning Implementation And Development Updates - H.O.M.E.

Krystle Boise began by distributing an overview of the City's Core Services from the previous year, as well as the Council Strategic Goals FY24 Report. The overview gave essential data points, while the report served as a comprehensive overview of department contributions towards the strategic objectives and Council goals set for the year. Boise emphasized the processes for collecting data and getting it to the public has been through dated methods, and announced the City will be utilizing Cascade Strategy software system in the near future to track and instantly update information on our website in real time. She also noted the City will be Cascade's first municipality within their system, so it has helped cater the system to the City's needs. Council echoed Boise's excitement for the system and the transparency it will bring to the public.

Ravi Shah, Executive Director of Development Services, gave the Council an update on all major development projects occurring within the City. This update included activity relating to Transit Oriented Development and various mixed-use development projects dispersed throughout the City that will continue to make Carrollton a beautiful place for families and businesses to call home.

8. Receive Presentation From Gensler On 2040 Vision Plan And Discuss

A representative from Gensler presented an overview of the Destination 2040 Community Survey responses that were gathered as part of the Destination 2040 Vision Plan for the City of Carrollton. The engagement from residents helped Gensler determine how to structure Council's Vision and aspirations. Councilmembers discussed the option of using the word H.E.A.R.T. (Healthy, Engage, Accessible, Revitalize, Thrive) as an acronym to highlight the vision aspirations gathered from citizen feedback and engagement.

ADJOURNMENT – Mayor Babick convened the meeting at 5:00pm.

SATURDAY, JULY 27, 2024

8:30 A.M. – JOSEY RANCH LAKE LIBRARY, FRONT MEETING ROOM

Mayor Babick reconvened the meeting at 8:45 a.m.

1. Receive Information And Discuss Previous Day's Results.

The second day of the retreat began with a plus/delta exercise for participants to reflect on the previous day's experience and share what they thought went well and what they'd like to see differently. Members of the group appreciated the robust conversation among participants, presentations from staff including visual information sharing, alignment among Councilmembers, and the results achieved.

2. Discuss Council's Goals And Vision.

Building upon the previous day's conversations, Novak reviewed the proposed citizen's H.E.A.R.T. acronym and worked with Council to ensure the desired concepts are captured in the aspiration statements as part of the Council's vision. To ensure alignment with Council priorities, participants reviewed the H.O.M.E. acronym and made one adjustment, changing the word "motivated" to "motivate" to better match the tense of the other goal areas.

3. Discuss Council Emerging Priorities.

The Mayor reviewed the following initiative areas that were previously discussed during one-on-one meetings with Councilmembers:

- Core Services
- Economic Development
- Green Space/Trails
- Empower Cultural and Diversity Programs
- Environmental Sustainability Volunteer Initiatives
- Smart City Initiatives (pending Broadband)

Council discussed the need to ensure initiatives continue to align with their overall goals and direction for the future of Carrollton, and how the budget process will be used to determine where to allocate resources and focus efforts.

4. Review Next Steps And Share Final Thoughts.

City Manager Rinehart discussed planning and measuring success over the next year. As the second day of the retreat came to a close, participants were asked to share a one-word reflection on the day. Words such as productive, enlightening, and successful were given. To wrap up the day, the City presented a video highlighting the City of Carrollton.

ADJOURNMENT - Mayor Babick adjourned the meeting at 11:30 a.m.

ATTEST:

Chloe Sawatzky, City Secretary

Steve Babick, Mayor



City of Carrollton

1945 E. Jackson Rd
Carrollton TX 75006

Agenda Memo

File Number: 6865

Agenda Date: 9/10/2024

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Minutes

Agenda Number: *10.

CC MEETING: September 10, 2024

DATE: September 5, 2024

TO: Erin Rinehart, City Manager

FROM: Chloe Sawatzky, City Secretary

Consider **Approval Of The August 20, 2024 Regular Meeting Minutes.**

**CARROLLTON CITY COUNCIL
REGULAR MEETING AND WORKSESSION
AUGUST 20, 2024**

The City Council of the City of Carrollton, Texas convened in a Regular Meeting and Worksession on Tuesday, August 20, 2024 at 5:45 p.m. with the following members present: Mayor Steve Babick, Mayor Pro Tem Richard Fleming, Deputy Mayor Pro Tem Christopher Axberg, Councilmembers Nancy Cline, Jason Carpenter, Andrew Palacios, Daisy Palomo, and Rowena Watters. Also present were City Manager Erin Rinehart, Assistant City Manager Chrystal Davis, Chief Financial Officer Diana Vaughn, City Attorney Meredith Ladd and City Secretary Chloe Sawatzky.

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.

Worksession Item 4 was addressed next.

Executive Session was convened following the conclusion of the Worksession Item 6.

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

2. Council convened into Executive Session at 8:06 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 551.074 to discuss personnel matters.
 - Annual Review of the City Attorney
3. Council reconvened in Open Session at 9:44 p.m. to consider action, if any, on matters discussed in the Executive Session. No action was taken.

Meeting adjourned at the conclusion of the Executive Session.

*****WORKSESSION*****

4. Discuss Fiscal Year 2025 Funding Recommendations of the Community Service Committee.

Melissa Everett, Finance Director, advised she is the staff liaison for the Community Service Committee. She reviewed that the Community Funding Policy was rewritten and adopted by Council in April 2024. Notice of the application period for city funding was posted online, in the Utility Billing

Newsletter and on social media. Sixteen applications were received between May 1st and June 7th. The applicants presented their proposals to the Committee on July 9th. It was noted that the Children's Advocacy Center and Metrocrest Services presented their requests to the entire Council in May.

Councilmember Nancy Cline stated that she, along with Councilmembers Watters and Axberg are on the Funding Committee and heard the presentations from the applicants. A spreadsheet of the Committee's recommendations was provided to the Council. Councilmember Cline added that there are some new requests on the list, in particular from the United Way of Denton County. Councilmember Richard Fleming stated that the Juneteenth organization will be submitting a late application. Ms. Everett stated that the policy as it is written does not allow for late submittals. She added however that an ATB has been submitted for Council consideration to possibly provide an opportunity for mid-year applicants.

Ms. Everett stated that in regard to the spreadsheet totals, there is the usual 3 percent growth built in. It was noted that more funding was requested than is recommended. Councilmember Cline added that consideration is given to the applicants for use of City facilities, when possible, without facility use fees.

Mayor Babick asked whether the Committee could reconsider the list. Councilmember Cline responded with the amount the committee allocated to Metrocrest Services and the Children's Advocacy Center and highlighted their original requests. Councilmember Axberg commented that, should the Council reconsider the total funding, the Committee could go back and reallocate.

Councilmember Carpenter commented on whether those who have not used all of their previously awarded amount be provided full amounts in the subsequent year. Clarification and discussion on the spreadsheet followed.

5. Discuss Fiscal Year 2025 Proposed Budget, Tax Rate, and Fee Changes.

Chief Financial Officer, Diana Vaughn, advised that this item is to review the proposed ATBs under consideration that are in addition to the base budget. This includes recurring expense items, such as increased salaries, added staff positions, retirement funding, and non-recurring expense for related vehicles and equipment for new positions. She stated that a 3 percent increase to personnel salaries is built into the base budget and on the list is a possible additional .5 percent raise.

The possible addition of Juneteenth as a holiday for employees was discussed. The cost involved would be for Public Safety and Public Works overtime. Facilities such as the Library and Pool would be closed. A Floating Holiday was discussed as an alternative. Staff will evaluate the cost for that as an option.

Mayor Babick added that the budget includes a tax cut that was required by the State Legislature. He proposed the amount be raised to a full 1.5 percent tax cut. There was a consensus among Council to include the 1.5 percent cut.

The non-recurring items were discussed next. An item on the list of non-recurring/onetime expense items was the screening wall program. It was reviewed and Mayor Babick suggested reducing the proposed amount by one-half so that the Redevelopment Committee can review and make their recommendations. He also recommended reducing the Channel Maintenance Pilot Program until the FEMA Study is completed.

At 6:58 p.m. Mayor Babick adjourned Work Session Item 5 to convene the Regular Meeting.

After the conclusion of the Regular Meeting the Work Session was reconvened at 7:14 p.m.

Discussion continued regarding a possible TxDOT Green Ribbon Program grant for landscaping along Parker Road at Hebron that includes a financial commitment from the City. Mayor Babick suggested sending it to the Development Committee for review. Councilmember Cline suggested necessary underground infrastructure be included for future street lighting. Upon further discussion regarding this item, Council left it on the list as presented. Other items discussed included the IT Department’s ATBs, the Internship Program, street replacements, employee referral program, TC Rice, and others. Consensus among Council was reached on the list of items as presented with the exception of reducing amounts for screening walls and channel maintenance, highlighting there might be other opportunities for those programs.

After completing the list review, Mayor Babick recommended granting the full amounts requested for Metrocrest Services and Children’s Advocacy Center and allocating additional percentage to employee raises. He advised that staff would tweak the numbers to present a balanced budget at the next meeting on September 10, 2024.

6. Mayor And Council Reports And Information Sharing.

Council reviewed their recent activities and upcoming events.

Worksession concluded at 8:06 p.m. Executive Session was held next.

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

Mayor Babick called the Regular meeting to order at 7:07 p.m.

INVOCATION – Councilmember Rowena Watters

PLEDGE OF ALLEGIANCE – Councilmember Jason Carpenter

PUBLIC COMMENT

7. 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.)*

Councilmember Cline moved to approve Consent Agenda Items 8-18; second by Councilmember Palacios. The motion was approved with a unanimous 7-0 vote.

MINUTES

***8. Consider Approval of the August 6, 2024 Regular Meeting Minutes.**

BIDS & PURCHASES

***9. Consider Approval Of RFQ #24-039 For Qualified Hotel Legislative Consultant To Focused Advocacy In The Amount Of \$150,000.00 Annually, For A One-Year Agreement.**

RESOLUTIONS

- *10. Consider A Resolution Authorizing The Defeasance and Redemption Of A Portion Of The Outstanding City of Carrollton, Texas, General Obligation Improvement and Refunding Bonds, Series 2015, Approving And Authorizing The Execution Of An Escrow Agreement For The Deposit Of Funds In An Amount Sufficient To Defeas Such Bonds; And Resolving Other Matters Incident And Related Thereto; And Providing An Effective Date.**
- *11. Consider A Resolution Authorizing The City Manager To Execute A Professional Services Contract With Bridgefarmer And Associates, Inc. For Engineering Services Related To The Design And Plan Preparation Of The Quiet Zone #3 Downtown Carrollton Project In An Amount Not To Exceed \$575,000.00.**
- *12. Consider A Resolution Accepting The Investment Officer's Quarterly Report For Third Quarter Ended June 30, 2024.**
- *13. Consider A Resolution Authorizing The City Manager To Negotiate And Execute A Professional Services Contract With Lockwood, Andrews And Newman, Inc., For Engineering Services Related To Design The Hutton Branch - I35 To West Belt Line Erosion Repair Project In An Amount Not To Exceed \$362,363.00.**
- *14. Consider A Resolution Authorizing The City Manager To Negotiate And Execute Contract Amendment No. 1 With AECOM For General Engineering Consultant Services Related To Project Management In An Amount Not To Exceed \$500,000.00, For A Revised Contract Amount Not To Exceed \$762,500.00.**

- *15. Consider A Resolution Authorizing The City Manager To Negotiate And Execute Contract Change Amendment No. 1 With HDR Engineering, Inc. For The Localized Drainage Project Program Phase 1, In An Amount Not To Exceed \$155,300.00, Increasing The Total Project Contract To An Amount Not To Exceed \$1,137,742.00.
- *16. Consider A Resolution Authorizing The City Manager To Enter Into A Demolition Grant and Rehabilitation Incentive Agreement On An Eligible Property Located At 1607 N. Denton Dr. And Located Within A Neighborhood Empowerment Zone, In A Total Grant Amount Not To Exceed \$31,051.76.
- *17. Consider A Resolution Authorizing The City Manager To Accept The Award Of The 2024 Texas Motor Vehicle Crime Prevention Authority Catalytic Converter Grant For A Total Of \$221,000.
- *18. Consider A Resolution Authorizing The City Manager To Enter Into A Professional Services Agreement With FLOCK For A One-Year Lease Of 57 IP Cameras In An Amount Not To Exceed \$268,300.

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.

Mayor Babick opened the public forum.

There being no other speakers, Mayor Babick closed the public forum.

At 7:09 p.m. the Regular Meeting concluded and Mayor Babick continued Work Session Item 5.

ADJOURNMENT - Mayor Babick adjourned the meeting at 9:44 p.m.

ATTEST:

Chloe Sawatzky, City Secretary

Steve Babick, Mayor



Agenda Memo File Number: 6831

Agenda Date: 9/10/2024

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Bid/Purchases

Agenda Number: *11.

CC MEETING: September 10, 2024

DATE: August 15, 2024

TO: Erin Rinehart, City Manager

FROM: Kim Bybee, Parks Manager
Chrystal Davis, Assistant City Manager

Consider **Approval Of The Fence Purchase And Installation At R.E. Good Soccer Complex Through An Inter-Local Agreement With The City Of Hurst In An Amount Not To Exceed \$167,737.00.**

BACKGROUND:

Over the last several years, Parks Maintenance has been working to improve field quality at our athletic complexes. Staff has made tremendous progress in establishing the turf at R.E. Good through changes to the irrigation system, improved mowing using autonomous mowers, slicing the field to aerate the soil and top-dressing fields to level the playing surface. Restricting unwanted play on these fields has been challenging due to the open nature of the complex. All competitive playing fields currently have fencing except for R.E. Good. Due to construction on the CottonBelt, we have seen an increase in vandalism on the fields since access is more readily available and the complex is more visible with the removal of a major tree line along the tracks. This is only likely to increase over the years once the CottonBelt trail is finished and open to the public. Adding fences to these five soccer fields will allow us to continue our maintenance practices in order to provide quality fields to our users by restricting access when fields are not scheduled for play.

This project includes the fence materials and installation. Latham Fence currently has a contract with the City of Hurst. We will be utilizing this contract through an Inter-Local Agreement.

FINANCIAL IMPLICATIONS:

Latham Fence is a reputable company that provides a quality product and has completed projects for the City of Carrollton in the past. The fence materials and installation are budgeted and will be funded out of the following account:

ACCTG UNIT	ACCOUNT	BUDGET AMOUNT
854360	RE Good Fence	\$167,737.00

IMPACT ON COMMUNITY SUSTAINABILITY:

This project supports and aligns with Council goals and objectives through the fiduciary care and maintenance of our infrastructure.

STAFF RECOMMENDATION/ACTION DESIRED:

Staff recommends approval of the fence purchase and installation at R.E. Good by Latham Fence in an amount not to exceed \$167,737.00 using an inter-local agreement with City of Hurst.



Agenda Memo
File Number: 6835

Agenda Date: 9/10/2024

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Bid/Purchases

Agenda Number: *12.

CC MEETING: September 10, 2024

DATE: August 20, 2024

TO: Erin Rinehart, City Manager

FROM: Scott Whitaker, Director-Parks & Recreation
Chrystal Davis, ACM - Culture, Leisure & Support Services

Consider Approval Of RFP #24-020, Renovations at Rosemeade Recreation Center To Dallas Harmony Construction, LLC, In An Amount Not To Exceed \$402,000.00, For A One-Year Agreement.

BACKGROUND:

The services included in this bid award will provide a turnkey renovation project for a replacement recreation gym floor, new adjustable backboard packages, volleyball sleeves and a racquetball court refresh. The racquetball floors, doors, and glass wall will be updated to current industry standards. The gym area will be reconfigured that allows for volleyball and basketball to be played concurrently.

Bid notifications were posted online, previous and interested vendors were contacted, and advertisements were placed in the Dallas Morning News, to which two vendors responded. Dallas Harmony Construction, LLC was selected based on an evaluation of each vendor’s submissions against criteria related to cost methodology, experience, and references. Dallas Harmony Construction, LLC was more competitive on cost and demonstrated specific experience on similar projects, including a previously successful project for the City of Carrollton.

FINANCIAL IMPLICATIONS:

The services on RFP #24-020 will be purchased from budgeted funds for the cost centers and amounts as listed below:

<u>COST CENTER</u>	<u>LINE ITEM</u>	<u>BUDGET AMOUNT</u>
854360	61190-122480399	\$252,000.00
854360	61190-115370399	<u>\$150,000.00</u>

Total \$402,000.00

IMPACT ON COMMUNITY SUSTAINABILITY:

This project supports and aligns with the City Council’s goals and objectives to provide opportunities for a healthy lifestyle within the community.

STAFF RECOMMENDATION/ACTION DESIRED:

Staff recommend that the best overall bid meeting specifications be awarded to Dallas Harmony Construction, LLC for a one-year amount not to exceed \$402,000.00.

Event Number	RFP #24-020 Addendum 1	Organization	City of Carrollton Purchasing
Event Title	Renovations at Rosemeade Recreation Center	Workgroup	Purchasing
Event Description	The City of Carrollton is soliciting Proposal For	Event Owner	Julie Ketterer
Event Type	RFP	Email	Julie.Ketterer@cityofcarrollton.com
Issue Date	7/10/2024 04:47:05 PM (CT)	Phone	(972) 466-3105
Close Date	7/29/2024 05:00:00 PM (CT)	Fax	

Responding Supplier	City	State	Response Submitted	Lines Responded	Response Total
Dallas Harmony Construction, LLC.	Grand Prairie	TX	7/29/2024 12:23:50 PM (CT)	2	\$398,918.00
Construction Solutions USA	Carrollton	TX	7/29/2024 03:41:02 PM (CT)	2	\$534,212.16

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



Agenda Memo
File Number: 6840

Agenda Date: 9/10/2024

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Bid/Purchases

Agenda Number: *13.

CC MEETING: September 10, 2024

DATE: September 2, 2024

TO: Erin Rinehart, City Manager

FROM: Samantha Dean, Workforce Services Director
Chrystal Davis, ACM - Culture, Leisure & Support Services

Consider **Approval Of RFP #24-053 For Temporary Staffing Services From Cornerstone Staffing And Openwork LLC In An Amount Not To Exceed \$400,000.00 Annually For A Total Three-Year Contract Amount Not To Exceed \$1,200,000.00.**

BACKGROUND:

This request for proposal is for temporary staffing services which is used across the City to supplement position vacancies and, when available, transition individuals into full-time employees.

Bid notifications were posted online, previous and interested vendors were contacted, and advertisements were placed in the Dallas Morning News, to which forty-nine vendors responded. Cornerstone Staffing and Openwork LLC were selected based on an evaluation of each vendor’s submissions against criteria related to service requirements, price, and reference/experience. Cornerstone Staffing and Openwork LLC were more competitive on price, service and have extensive municipal experience, including previously providing similar temporary staffing services to the City of Carrollton.

The award will be for a one-year initial term and two (2) additional, one-year renewal options, if mutually agreed upon by the City and the vendors, for a potential three-year total contract.

FINANCIAL IMPLICATIONS:

Approved funding for temporary staffing is set at \$400,000.00 which is the total utilization for both approved vendors.

<u>COST CENTER</u>	<u>LINE ITEM</u>	<u>BUDGET AMOUNT</u>
Various Accounts		\$400,000.00

IMPACT ON COMMUNITY SUSTAINABILITY:

This project supports and aligns with City Council's goals and objectives to provide professional and courteous service and foster a positive workplace culture.

STAFF RECOMMENDATION/ACTION DESIRED:

Staff recommends that City Council approve RFP #24-053 for temporary staffing services from Cornerstone Staffing and Openwork LLC in an amount not to exceed \$400,000.00 annually for a total three-year contract amount not to exceed \$1,200,000.00.



Agenda Memo
File Number: 6842

Agenda Date: 9/10/2024

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Bid/Purchases

Agenda Number: *14.

CC MEETING: September 10, 2024

DATE: September 2, 2024

TO: Erin Rinehart, City Manager

FROM: Samantha Dean, Workforce Services Director
Crystal Davis, ACM - Culture, Leisure & Support Services

Consider **Approval Of RFP #24-062 For Risk Management Software From Recordables Inc. In An Amount Not To Exceed \$59,500.00 For Year One and \$35,250.00 Per Renewal Term, For A Total Three Year Contract Amount Not To Exceed \$130,000.00.**

BACKGROUND:

The Workforce Services Department is responsible for claims management related to property and casualty and worker’s compensation claims. A risk management software system is needed that allows for the entry, tracking, and reporting of claims, as well as other features such as financial management of claims, claims data analysis, claims reporting functionalities by multiple users, claims document management, and role-based security features. These features will help with clear and consistent processing of claims, allowing for flexible, easy and greater claims reporting capabilities from departments, providing a clear understanding of claims costs, and identifying areas of opportunity for safety improvements.

Bid notifications were posted online, previous and interested vendors were contacted, and advertisements were placed in the Dallas Morning News, to which two vendors responded. Recordables Inc. was selected based on an evaluation of each vendor’s submissions against criteria related to service requirements, price, project plan and reference/experience. Recordables, Inc. was more competitive on price, their project planning and has relevant municipal experience, including previously providing similar software services to the City of Carrollton.

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 vendors, for a potential three-year total contract.

FINANCIAL IMPLICATIONS:

The services described in RFP #24-062 will be purchased from budgeted funds as listed below. Year one will include implementation costs in an amount not to exceed \$59,500.00, while years two and three will be a not to exceed amount of \$35,250.00 each year. The three-year contract, including implementation costs, will be for a total contract amount not to exceed \$130,000.00.

<u>ACCTNG UNIT</u>	<u>ACCOUNT</u>	<u>BUDGET AMOUNT</u>
142002	61345	\$59,500.00

IMPACT ON COMMUNITY SUSTAINABILITY:

This project supports and aligns with the City Council’s goal to leverage technology to improve our effectiveness and efficiency.

STAFF RECOMMENDATION/ACTION DESIRED:

Staff recommends that City Council approve RFP #24-062 for risk management software from Recordables, in an amount not to exceed \$59,500.00 for year one and \$35,250.00 per renewal term, for a total three-year contract amount not to exceed \$130,000.00.



Agenda Memo
File Number: 6857

Agenda Date: 9/10/2024

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Bid/Purchases

Agenda Number: *15.

CC MEETING: September 10, 2024

DATE: September 4, 2024

TO: Erin Rinehart, City Manager

FROM: Chris Chiancone, CIO
Chrystal Davis, Assistant City Manager

Consider **Authorizing The City Manager To Purchase Replacement Fire Alarm Equipment And Installation For The Central Service Center On An Existing BuyBoard Cooperative Contract In An Amount Not To Exceed \$76,412.00.**

BACKGROUND:

This purchase was approved by Council on the August 6, 2024 agenda and there is no change in pricing; however, the cooperative contract being used for purchase was incorrectly listed and needs corrected to ensure Council is aware of the purchasing mechanism. The previous Texas Smartbuy/Texas Multiple Aware Schedule contract that this vendor’s services had been procured under in past purchases expired and should have been quoted on their current and valid BuyBoard cooperative contract.

The fire alarm equipment currently installed at the Central Service Center was installed in 2008 and has reached the end of its life. Due to frequent failures, the system is no longer reliable, necessitating an upgrade to meet the city's current needs and comply with updated fire codes.

Firetrol Protection Systems Inc. has provided a quote under the BuyBoard cooperative contract pricing for the necessary equipment and work.

We have a positive history of working with this vendor on several previous purchases and have been consistently pleased with their services and equipment.

FINANCIAL IMPLICATIONS:

The total cost for the equipment, installation, testing, and programming for the new fire alarm system is \$76,412.00, which includes a 10% contingency.

Funding for this purchase will be sourced from the IT Projects Capital Replacement Account, 854105.

IMPACT ON COMMUNITY SUSTAINABILITY:

Upgrading the fire alarm system aligns with the Council's goals and objectives by operating the city government with a focus on customer service and enhancing the city's positive image. Reliable fire alarm systems ensure uninterrupted connectivity to city locations, enabling residents to access essential services and supporting the city's growth and development.

STAFF RECOMMENDATION/ACTION DESIRED:

Staff recommends authorizing the City Manager to purchase replacement fire alarm equipment for the Central Service Center from Firetrol Protection Systems Inc. on an existing BuyBoard contract in an amount not to exceed \$76,412.00.



City of Carrollton

1945 E. Jackson Rd
Carrollton TX 75006

Agenda Memo File Number: 6837

Agenda Date: 9/10/2024

Version: 1

Status: Consent Agenda

In Control: City Council

File Type:
Contracts/Agreements

Agenda Number: *16.

CC MEETING: September 10, 2024

DATE: August 29, 2024

TO: Erin Rinehart, City Manager

FROM: Jody Byerly, Director of Public Works
Shannon Hicks, Assistant City Manager

Consider **Authorizing The City Manager To Enter Into An Agreement With 3M Company Through An Interlocal Agreement With The City Of Fort Worth In An Amount Not To Exceed \$75,000.00 Annually, For A Two-Year Agreement, For A Total Agreement Amount Not To Exceed \$150,000.00**

BACKGROUND:

This agreement is for sign sheeting materials for sign printing. The City will utilize material and contract pricing from the Interlocal Agreement with the City of Fort Worth using Contract PSK: 16141; 21-0137, with 3M Company, to improve contract pricing.

The award will be for a one-year term and one remaining renewal option, if mutually agreed upon by the City and the vendors. The contract term ends June 2026.

FINANCIAL IMPLICATIONS:

The sign sheeting project will be purchased from budgeted funds from the cost center in the amount as listed below.

<u>COST CENTER</u>	<u>LINE ITEM</u>	<u>BUDGET AMOUNT</u>
404001- Traffic Operations	60925	\$75,000.00

IMPACT ON COMMUNITY SUSTAINABILITY:

This project supports and aligns with the City Council’s goals and objectives to properly maintain the City’s infrastructure.

STAFF RECOMMENDATION/ACTION DESIRED:

Staff recommends approving a resolution to enter into an agreement with 3M Company through an interlocal agreement with the City of Fort Worth in an amount not to exceed \$75,000.00 annually for a total two-year renewal option in an amount not to exceed \$150,000.00.



Agenda Memo
File Number: 6843

Agenda Date: 9/10/2024

Version: 1

Status: Consent Agenda

In Control: City Council

File Type:
Contracts/Agreements

Agenda Number: *17.

CC MEETING: September 10, 2024

DATE: September 3, 2024

TO: Erin Rinehart, City Manager

FROM: Jonathan Wheat, P.E., Director of Engineering
Shannon Hicks, Assistant City Manager

Consider Authorizing The City Manager To Approve A Construction Contract With KIK Underground, LLC For The Duncan Heights NOTICE Street, Drainage, And Utility Improvements Phase 1 Project In An Amount Not To Exceed \$6,954,653.50.

BACKGROUND:

This contract will provide for the reconstruction of seven (7) streets in the Duncan Heights neighborhood in the City of Carrollton. The project consists of replacement of approximately 16,400 LF of street pavement, 6,705 LF of sidewalks, 890 LF of sanitary sewer, 4,050 LF of storm sewer, and 460 LF of storm channel.

Due to the overall size of the neighborhood, the reconstruction project was split into two construction projects. The Duncan Heights neighborhood is part of the City’s NOTICE program.

The engineer’s estimated construction cost is \$7,548,005.00. As outlined below, the lowest qualified proposal is approximately 12% under the estimated cost. The contract duration is 548 calendar days.

FINANCIAL IMPLICATIONS:

Seven complete (7) proposals were received on August 19th, 2024. The low bid, in the amount of \$6,624,653.50, was submitted by KIK Underground, LLC. KIK Underground has performed similar satisfactory work within the past three years. Funding is available in Account Unit 854201 (Neighborhood Partnership), Account Unit 854560 (Drainage Consolidated) and Account Unit 855160 (Utility Consolidated).

With this neighborhood reconstruction staff recommends the inclusion of a construction contingency. The construction contingency provides an expedient manner to accommodate unforeseen costs and

minor additions in work common in all construction projects. Examples include unexpected conditions discovered during construction, and changes to design that were not possible during plan generation. All charges against contingency must be supported by detailed pricing information and approved by the City through a formal change order. However, having advanced Council authorization ensures that work progress is not impeded. Typical construction contingencies for a project of this magnitude range from 2-5% of the total contract amount. We recommend and 5% contingency be included in the contract, for a total not to exceed \$6,954,653.50.

IMPACT ON COMMUNITY SUSTAINABILITY:

As part of the NOTICE Program, 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:

- Sustaining quality of life - Improvements in the subdivision should improve the appearance of the neighborhood and encourage residents to provide better upkeep of properties in the neighborhood.
- Sustaining day-to-day operations - The replacement of substandard street pavement, water and sewer lines should reduce the need for non-scheduled or emergency repairs

STAFF RECOMMENDATION/ACTION DESIRED:

Staff recommends City Council authorize the City Manager to approve a construction contract with KIK Underground, LLC. for the Duncan Heights NOTICE Street, Drainage, and Utility Improvements Phase 1 project in an amount not to exceed \$6,954,653.50 (\$6,624,653.50 base plus \$330,000.00 contingency).

PROJECT:

Duncan Heights Paving, Drainage, and Utility Improvements Phase 1

CLOSE DATE:

8/19/2024 10:00

CONTRACTORS	BID AMOUNT
KIK Underground LLC	\$6,624,653.50
Camino Construction	\$7,268,550.00
McMahon Contracting L.P.	\$7,277,352.64
La Banda LLC	\$7,455,690.00
Axis Contracting, Inc.	\$8,417,366.60
Tiseo Paving Company	\$8,744,330.60
Reyes TX, Inc.	\$12,623,975.00

Line #	Description	Mfgr	Mfgno	QTY	UOM	Estimated	KIK Underground LLC		Camino C
							Total Price	\$6,624,653.50	Total Price
							Unit	Extended	Unit
1	Mobilization			1	LS		\$315,000.00	\$315,000.00	<u>\$100,000.00</u>
2	Videotape Projects Area			1	LS		<u>\$2,000.00</u>	\$2,000.00	\$3,000.00
3	Barricades & Traffic Control			1	LS		\$60,000.00	\$60,000.00	\$80,000.00
4	Implementation of Storm Water Pollution			1	LS		\$20,000.00	\$20,000.00	\$20,000.00
5	Rem. & Disp. of Conc. Pvmt & Drive			9400	SY		\$18.00	\$169,200.00	\$22.50
6	Rem. & Disp of Asph. Pvmt & Drive			11600	SY		\$16.00	\$185,600.00	\$27.00
7	Rem. & Disp. of Concrete Sidewalk			2100	SY		<u>\$10.00</u>	\$21,000.00	\$13.50
8	Rem. & Disp. of Concrete Curb			60	LF		<u>\$3.00</u>	\$180.00	\$10.00
9	Rem. & Disp. of Barrier Free Ramp			17	EA		\$300.00	\$5,100.00	\$400.00
10	Rem. & Disp. of Tree (<24 in. DIA)			35	EA		\$2,000.00	\$70,000.00	\$900.00
11	Rem. & Disp. of Tree (>24 in. DIA)			1	EA		\$4,000.00	\$4,000.00	<u>\$1,200.00</u>
12	Rem. & Replace Existing Driveway/Sidewalk			120	LF		<u>\$15.00</u>	\$1,800.00	\$36.00
13	Rem. & Replace Existing Brick			20	SY		\$150.00	\$3,000.00	\$240.00
14	Rem. & Reinstall Existing Fence			1170	LF		\$95.00	\$111,150.00	\$45.00
15	Rem. & Reinstall Existing mailbox			42	EA		\$1,850.00	\$77,700.00	<u>\$100.00</u>
16	Rem. & Reset Existing Utility Pole/Street Ligh			60000	LS		<u>\$1.00</u>	\$60,000.00	<u>\$1.00</u>
17	Tempory Asphalt Paving			3800	SY		\$33.00	\$125,400.00	<u>\$27.00</u>
18	8 in. Flexible Base			23400	SY		<u>\$20.00</u>	\$468,000.00	\$42.25
19	Crushed			800	SY		\$25.00	\$20,000.00	\$36.00
20	Scarify and Compact 8 in. Subgrade			500	SY		\$10.00	\$5,000.00	\$27.00
21	6 in. Reinf. Concrete Pavement			21900	SY		\$95.00	\$2,080,500.00	\$82.40
22	5 in. Reinf. Concrete Driveway			3200	SY		\$86.00	\$275,200.00	\$90.00
23	Concrete Alley Pavenent			500	SY		\$100.00	\$50,000.00	\$90.00
24	Standard Concrete Paving Header			240	LF		\$22.00	\$5,280.00	\$40.00
25	6 in. Integral Concrete Curb			10140	LF		\$6.00	\$60,840.00	\$3.00
26	4 in. Concrete Sidewalk			4600	SY		\$67.00	\$308,200.00	\$90.00
27	Concrete Sidewalk for Walks with Retaining			300	SY		<u>\$87.00</u>	\$26,100.00	\$140.00
28	Typ. B Retaining Wall			300	SF		\$60.00	\$18,000.00	<u>\$40.00</u>
29	Modified Typ. B Retaining Wall			700	SF		\$60.00	\$42,000.00	<u>\$45.00</u>
30	Cultured Stone Fascia			700	SF		<u>\$30.00</u>	\$21,000.00	\$45.00
31	Barrier Free Ramp at Intersection			44	EA		\$2,650.00	\$116,600.00	\$3,500.00
32	Mid-block Curb Ramp			6	EA		\$2,300.00	\$13,800.00	\$3,000.00
33	Block Sodding			8800	SY		\$12.00	\$105,600.00	\$10.00
34	Remove Existing Curb Inlet (all Sizes & Mater			4	EA		\$1,000.00	\$4,000.00	\$1,000.00
35	Remove Existing Grate Inlet			1	EA		\$1,000.00	\$1,000.00	\$600.00

36	Remove Existing Headwall	10	EA	\$1,000.00	\$10,000.00	\$1,000.00
37	Remove Existing Storm Pipe (all Sizes & Mate	1720	LF	\$35.00	\$60,200.00	\$20.00
38	18-Inch Class III RCP	30	LF	\$117.00	\$3,510.00	\$130.00
39	21-Inch Class III RCP	2200	LF	\$122.00	\$268,400.00	\$197.00
40	24-Inch Class III RCP	200	LF	\$138.00	\$27,600.00	\$199.00
41	18-Inch Class IV RCP	70	LF	\$119.00	\$8,330.00	\$140.00
42	21-Inch Class IV RCP	660	LF	\$129.15	\$85,239.00	\$196.00
43	24-Inch Class IV RCP	510	LF	\$147.45	\$75,199.50	\$211.00
44	30-Inch Class IV RCP	70	LF	\$171.00	\$11,970.00	\$220.00
45	3ft.X2ft. RCB ASTM C850	190	LF	\$369.00	\$70,110.00	\$360.00
46	3ft.X2ft. RCB ASTM C789	120	LF	\$417.00	\$50,040.00	\$365.00
47	Concrete Channel	120	CY	\$425.00	\$51,000.00	\$410.00
48	Rock Riprat (6in.)	10	CY	\$255.00	\$2,550.00	\$300.00
49	Concrete Encasement	5	CY	\$325.00	\$1,625.00	\$150.00
50	Concrete to Existing Storm Sewer	4	EA	\$2,000.00	\$8,000.00	\$1,000.00
51	Trench Protection (Storm Drain)	4050	LF	\$1.50	\$6,075.00	\$1.00
52	Install 6ft.X6ft. Storm Drain Manhole	16	EA	\$5,750.00	\$92,000.00	\$8,000.00
53	Install 8ft. Concrete Curb Inlet	8	EA	\$6,100.00	\$48,800.00	\$8,000.00
54	Install 10ft. Concrete Curb Inlet	8	EA	\$6,400.00	\$51,200.00	\$8,500.00
55	Install 12ft. Concrete Curb Inlet	5	EA	\$8,650.00	\$43,250.00	\$9,000.00
56	Install 14ft. Concrete Curb Inlet	2	EA	\$9,400.00	\$18,800.00	\$10,000.00
57	Install 20ft. Concrete Curb Inlet	9	EA	\$10,800.00	\$97,200.00	\$11,000.00
58	Install "Y" Type Inlet	1	EA	\$4,950.00	\$4,950.00	\$6,000.00
59	Install SET (3ft.X2ft.)(SETB-PD)	1	EA	\$8,500.00	\$8,500.00	\$12,000.00
60	Install SET (18in.)(SETB-PD)	1	EA	\$3,000.00	\$3,000.00	\$3,000.00
61	Install Headwall (3ft.X2ft.RCB)(CH-PW-S)	1	EA	\$7,500.00	\$7,500.00	\$11,000.00
62	Remove Existing WWMH	3	EA	\$1,050.00	\$3,150.00	\$500.00
63	Adjust Existing WWMH to Final Grade	8	EA	\$1,100.00	\$8,800.00	\$600.00
64	Adjust Existing Cleanout to Final Grade	9	EA	\$750.00	\$6,750.00	\$200.00
65	Adjust Existing WW Service	42	EA	\$1,100.00	\$46,200.00	\$1,000.00
66	Install 8in. PVC SDR-26	530	LF	\$113.00	\$59,890.00	\$145.00
67	Install 10in. PVC SDR-26	360	LF	\$151.00	\$54,360.00	\$180.00
68	Install 5ft Dia WWMH	3	EA	\$7,100.00	\$21,300.00	\$10,000.00
69	Install 5ft Dia WWMH w/Drop	1	EA	\$14,700.00	\$14,700.00	\$12,000.00
70	WW Service Connection	6	EA	\$1,275.00	\$7,650.00	\$900.00
71	Connect to Existing WW	4	EA	\$2,000.00	\$8,000.00	\$1,500.00
72	Trench Protection (Wastewater)	880	LF	\$1.50	\$1,320.00	\$1.00
73	Lower Existing Watermain	26	EA	\$4,050.00	\$105,300.00	\$9,000.00
74	Adjust Existing Water Service	83	EA	\$545.00	\$45,235.00	\$800.00

75	Adjust Existing Water Valve Stack to Final	33	EA	\$375.00	\$12,375.00	<u>\$300.00</u>
76	Remove & Replace Water Meter Box	83	EA	\$425.00	\$35,275.00	\$500.00
77	Relocate & Install New Fire Hydrant	6	EA	\$6,950.00	\$41,700.00	\$6,000.00
78	Remove & Reset Traffic or Street Signs	26	EA	\$725.00	\$18,850.00	\$500.00
79	Tree Root Barrier	60	EA	\$275.00	\$16,500.00	\$500.00
80	Repair/Adjustment of Sprinkler System	50000	AL	<u>\$1.00</u>	\$50,000.00	<u>\$1.00</u>
81	Railroad ROW Allowance	1E+05	AL	<u>\$1.00</u>	\$100,000.00	<u>\$1.00</u>

	Construction	McMahon Contracting L.P.		La Banda LLC		Axis Contracting, Inc.		Tiseo Paving Company	
	\$7,268,550.00	Total Price	\$7,277,352.64	Total Price	\$7,455,690.00	Total Price	\$8,417,366.60	Total Price	\$8,744,330.60
Line #	Extended	Unit	Extended	Unit	Extended	Unit	Extended	Unit	Extended
1	\$100,000.00	\$360,250.00	\$360,250.00	\$350,000.00	\$350,000.00	\$365,000.00	\$365,000.00	\$342,450.00	\$342,450.00
2	\$3,000.00	\$2,372.98	\$2,372.98	\$2,000.00	\$2,000.00	\$10,000.00	\$10,000.00	\$2,000.00	\$2,000.00
3	\$80,000.00	\$74,515.10	\$74,515.10	\$20,000.00	\$20,000.00	\$248,820.00	\$248,820.00	\$217,500.00	\$217,500.00
4	\$20,000.00	\$13,207.82	\$13,207.82	\$50,000.00	\$50,000.00	\$14,300.00	\$14,300.00	\$11,500.00	\$11,500.00
5	\$211,500.00	\$13.95	\$131,130.00	\$35.00	\$329,000.00	\$20.50	\$192,700.00	\$17.16	\$161,304.00
6	\$313,200.00	\$8.67	\$100,572.00	\$35.00	\$406,000.00	\$74.00	\$858,400.00	\$8.64	\$100,224.00
7	\$28,350.00	\$25.98	\$54,558.00	\$35.00	\$73,500.00	\$15.00	\$31,500.00	\$13.06	\$27,426.00
8	\$600.00	\$13.53	\$811.80	\$9.00	\$540.00	\$17.00	\$1,020.00	\$22.01	\$1,320.60
9	\$6,800.00	\$289.23	\$4,916.91	\$100.00	\$1,700.00	\$200.00	\$3,400.00	\$784.71	\$13,340.07
10	\$31,500.00	\$714.00	\$24,990.00	\$2,500.00	\$87,500.00	\$2,830.00	\$99,050.00	\$1,190.72	\$41,675.20
11	\$1,200.00	\$4,641.00	\$4,641.00	\$1,200.00	\$1,200.00	\$5,400.00	\$5,400.00	\$1,956.16	\$1,956.16
12	\$4,320.00	\$55.01	\$6,601.20	\$30.00	\$3,600.00	\$17.00	\$2,040.00	\$69.59	\$8,350.80
13	\$4,800.00	\$95.20	\$1,904.00	\$75.00	\$1,500.00	\$22.00	\$440.00	\$110.00	\$2,200.00
14	\$52,650.00	\$83.22	\$97,367.40	\$75.00	\$87,750.00	\$125.00	\$146,250.00	\$82.50	\$96,525.00
15	\$4,200.00	\$693.30	\$29,118.60	\$500.00	\$21,000.00	\$2,500.00	\$105,000.00	\$330.00	\$13,860.00
16	\$60,000.00	\$1.00	\$60,000.00	\$1.00	\$60,000.00	\$1.00	\$60,000.00	\$1.00	\$60,000.00
17	\$102,600.00	\$33.02	\$125,476.00	\$28.00	\$106,400.00	\$44.00	\$167,200.00	\$55.60	\$211,280.00
18	\$988,650.00	\$33.75	\$789,750.00	\$38.00	\$889,200.00	\$22.00	\$514,800.00	\$41.12	\$962,208.00
19	\$28,800.00	\$16.62	\$13,296.00	\$75.00	\$60,000.00	\$30.00	\$24,000.00	\$55.00	\$44,000.00
20	\$13,500.00	\$7.02	\$3,510.00	\$65.00	\$32,500.00	\$5.00	\$2,500.00	\$6.42	\$3,210.00
21	\$1,804,560.00	\$88.59	\$1,940,121.00	\$75.00	\$1,642,500.00	\$90.00	\$1,971,000.00	\$96.30	\$2,108,970.00
22	\$288,000.00	\$92.64	\$296,448.00	\$75.00	\$240,000.00	\$115.00	\$368,000.00	\$108.08	\$345,856.00
23	\$45,000.00	\$110.48	\$55,240.00	\$70.00	\$35,000.00	\$115.00	\$57,500.00	\$110.52	\$55,260.00
24	\$9,600.00	\$40.18	\$9,643.20	\$12.00	\$2,880.00	\$30.00	\$7,200.00	\$30.00	\$7,200.00
25	\$30,420.00	\$5.69	\$57,696.60	\$12.00	\$121,680.00	\$5.00	\$50,700.00	\$2.00	\$20,280.00
26	\$414,000.00	\$84.39	\$388,194.00	\$56.00	\$257,600.00	\$90.00	\$414,000.00	\$68.20	\$313,720.00
27	\$42,000.00	\$102.61	\$30,783.00	\$140.00	\$42,000.00	\$125.00	\$37,500.00	\$88.00	\$26,400.00
28	\$12,000.00	\$88.32	\$26,496.00	\$50.00	\$15,000.00	\$40.00	\$12,000.00	\$60.50	\$18,150.00
29	\$31,500.00	\$90.84	\$63,588.00	\$75.00	\$52,500.00	\$65.00	\$45,500.00	\$66.00	\$46,200.00
30	\$31,500.00	\$41.06	\$28,742.00	\$50.00	\$35,000.00	\$95.00	\$66,500.00	\$37.95	\$26,565.00
31	\$154,000.00	\$3,738.22	\$164,481.68	\$3,300.00	\$145,200.00	\$1,450.00	\$63,800.00	\$2,530.00	\$111,320.00
32	\$18,000.00	\$3,296.68	\$19,780.08	\$2,500.00	\$15,000.00	\$1,450.00	\$8,700.00	\$2,310.00	\$13,860.00
33	\$88,000.00	\$10.12	\$89,056.00	\$14.00	\$123,200.00	\$11.00	\$96,800.00	\$9.35	\$82,280.00
34	\$4,000.00	\$587.27	\$2,349.08	\$500.00	\$2,000.00	\$900.00	\$3,600.00	\$2,395.31	\$9,581.24
35	\$600.00	\$588.29	\$588.29	\$500.00	\$500.00	\$900.00	\$900.00	\$2,395.31	\$2,395.31

36	\$10,000.00	\$2,068.19	\$20,681.90	\$500.00	\$5,000.00	\$1,000.00	\$10,000.00	\$2,395.31	\$23,953.10
37	\$34,400.00	\$44.19	\$76,006.80	\$10.00	\$17,200.00	\$15.00	\$25,800.00	\$15.39	\$26,470.80
38	\$3,900.00	\$114.77	\$3,443.10	\$270.00	\$8,100.00	\$200.00	\$6,000.00	\$166.22	\$4,986.60
39	\$433,400.00	\$122.04	\$268,488.00	\$118.00	\$259,600.00	\$119.00	\$261,800.00	\$180.20	\$396,440.00
40	\$39,800.00	\$160.67	\$32,134.00	\$136.00	\$27,200.00	\$132.00	\$26,400.00	\$201.60	\$40,320.00
41	\$9,800.00	\$128.12	\$8,968.40	\$170.00	\$11,900.00	\$210.00	\$14,700.00	\$168.44	\$11,790.80
42	\$129,360.00	\$145.90	\$96,294.00	\$127.00	\$83,820.00	\$130.00	\$85,800.00	\$190.22	\$125,545.20
43	\$107,610.00	\$152.99	\$78,024.90	\$160.00	\$81,600.00	\$147.00	\$74,970.00	\$214.96	\$109,629.60
44	\$15,400.00	\$182.31	\$12,761.70	\$300.00	\$21,000.00	\$180.00	\$12,600.00	\$261.36	\$18,295.20
45	\$68,400.00	\$395.98	\$75,236.20	\$400.00	\$76,000.00	\$400.00	\$76,000.00	\$497.40	\$94,506.00
46	\$43,800.00	\$396.00	\$47,520.00	\$400.00	\$48,000.00	\$400.00	\$48,000.00	\$544.78	\$65,373.60
47	\$49,200.00	\$970.13	\$116,415.60	\$950.00	\$114,000.00	\$350.00	\$42,000.00	\$1,100.00	\$132,000.00
48	\$3,000.00	\$575.99	\$5,759.90	\$600.00	\$6,000.00	\$850.00	\$8,500.00	\$148.50	\$1,485.00
49	\$750.00	\$408.16	\$2,040.80	\$500.00	\$2,500.00	\$200.00	\$1,000.00	\$742.50	\$3,712.50
50	\$4,000.00	\$1,865.89	\$7,463.56	\$800.00	\$3,200.00	\$1,500.00	\$6,000.00	\$5,175.23	\$20,700.92
51	\$4,050.00	\$2.29	\$9,274.50	\$8.00	\$32,400.00	\$1.00	\$4,050.00	\$1.49	\$6,034.50
52	\$128,000.00	\$7,148.18	\$114,370.88	\$12,500.00	\$200,000.00	\$17,500.00	\$280,000.00	\$7,462.13	\$119,394.08
53	\$64,000.00	\$6,443.85	\$51,550.80	\$6,000.00	\$48,000.00	\$9,035.00	\$72,280.00	\$8,167.50	\$65,340.00
54	\$68,000.00	\$7,235.20	\$57,881.60	\$7,000.00	\$56,000.00	\$10,270.00	\$82,160.00	\$9,155.03	\$73,240.24
55	\$45,000.00	\$7,687.40	\$38,437.00	\$8,400.00	\$42,000.00	\$14,170.00	\$70,850.00	\$9,719.33	\$48,596.65
56	\$20,000.00	\$9,383.15	\$18,766.30	\$9,000.00	\$18,000.00	\$16,770.00	\$33,540.00	\$11,835.45	\$23,670.90
57	\$99,000.00	\$11,305.00	\$101,745.00	\$12,000.00	\$108,000.00	\$19,540.00	\$175,860.00	\$14,233.73	\$128,103.57
58	\$6,000.00	\$4,748.10	\$4,748.10	\$5,000.00	\$5,000.00	\$15,000.00	\$15,000.00	\$6,051.38	\$6,051.38
59	\$12,000.00	\$5,878.60	\$5,878.60	\$2,500.00	\$2,500.00	\$7,500.00	\$7,500.00	\$7,462.13	\$7,462.13
60	\$3,000.00	\$3,617.60	\$3,617.60	\$2,300.00	\$2,300.00	\$1,200.00	\$1,200.00	\$4,640.63	\$4,640.63
61	\$11,000.00	\$9,270.10	\$9,270.10	\$6,000.00	\$6,000.00	\$8,500.00	\$8,500.00	\$11,694.38	\$11,694.38
62	\$1,500.00	\$1,692.63	\$5,077.89	\$500.00	\$1,500.00	\$1,500.00	\$4,500.00	\$2,395.31	\$7,185.93
63	\$4,800.00	\$2,312.77	\$18,502.16	\$1,500.00	\$12,000.00	\$2,500.00	\$20,000.00	\$3,920.40	\$31,363.20
64	\$1,800.00	\$307.62	\$2,768.58	\$300.00	\$2,700.00	\$1,200.00	\$10,800.00	\$2,364.87	\$21,283.83
65	\$42,000.00	\$1,657.00	\$69,594.00	\$1,000.00	\$42,000.00	\$1,200.00	\$50,400.00	\$4,072.62	\$171,050.04
66	\$76,850.00	\$97.47	\$51,659.10	\$80.00	\$42,400.00	\$90.00	\$47,700.00	\$148.97	\$78,954.10
67	\$64,800.00	\$106.22	\$38,239.20	\$100.00	\$36,000.00	\$98.00	\$35,280.00	\$161.27	\$58,057.20
68	\$30,000.00	\$12,186.53	\$36,559.59	\$11,000.00	\$33,000.00	\$8,000.00	\$24,000.00	\$13,035.33	\$39,105.99
69	\$12,000.00	\$19,467.72	\$19,467.72	\$13,000.00	\$13,000.00	\$14,000.00	\$14,000.00	\$16,427.07	\$16,427.07
70	\$5,400.00	\$1,400.11	\$8,400.66	\$1,000.00	\$6,000.00	\$1,000.00	\$6,000.00	\$3,545.44	\$21,272.64
71	\$6,000.00	\$1,450.15	\$5,800.60	\$600.00	\$2,400.00	\$1,500.00	\$6,000.00	\$5,546.48	\$22,185.92
72	\$880.00	\$3.92	\$3,449.60	\$4.00	\$3,520.00	\$1.00	\$880.00	\$1.34	\$1,179.20
73	\$234,000.00	\$9,920.67	\$257,937.42	\$6,000.00	\$156,000.00	\$6,250.00	\$162,500.00	\$19,129.77	\$497,374.02
74	\$66,400.00	\$886.85	\$73,608.55	\$3,000.00	\$249,000.00	\$2,080.00	\$172,640.00	\$3,555.09	\$295,072.47

75	\$9,900.00	\$1,351.84	\$44,610.72	\$500.00	\$16,500.00	\$500.00	\$16,500.00	\$711.02	\$23,463.66
76	\$41,500.00	\$365.57	\$30,342.31	<u>\$300.00</u>	\$24,900.00	\$800.00	\$66,400.00	\$762.99	\$63,328.17
77	\$36,000.00	<u>\$5,659.05</u>	\$33,954.30	\$7,200.00	\$43,200.00	\$7,000.00	\$42,000.00	\$14,800.50	\$88,803.00
78	\$13,000.00	\$928.66	\$24,145.16	<u>\$300.00</u>	\$7,800.00	\$859.10	\$22,336.60	\$731.50	\$19,019.00
79	\$30,000.00	\$1,071.00	\$64,260.00	<u>\$250.00</u>	\$15,000.00	\$990.00	\$59,400.00	\$990.00	\$59,400.00
80	\$50,000.00	<u>\$1.00</u>	\$50,000.00	<u>\$1.00</u>	\$50,000.00	<u>\$1.00</u>	\$50,000.00	<u>\$1.00</u>	\$50,000.00
81	\$100,000.00	<u>\$1.00</u>	\$100,000.00	<u>\$1.00</u>	\$100,000.00	<u>\$1.00</u>	\$100,000.00	<u>\$1.00</u>	\$100,000.00

Reyes TX, Inc.		
	Total Price	\$12,623,975.00
Line #	Unit	Extended
1	\$605,205.00	\$605,205.00
2	\$9,520.00	\$9,520.00
3	\$370,010.00	\$370,010.00
4	\$38,000.00	\$38,000.00
5	\$29.00	\$272,600.00
6	\$9.50	\$110,200.00
7	\$22.00	\$46,200.00
8	\$23.00	\$1,380.00
9	\$1,010.00	\$17,170.00
10	\$571.00	\$19,985.00
11	\$3,710.00	\$3,710.00
12	\$51.00	\$6,120.00
13	\$414.00	\$8,280.00
14	\$16.00	\$18,720.00
15	\$1,760.00	\$73,920.00
16	\$1.00	\$60,000.00
17	\$60.00	\$228,000.00
18	\$34.00	\$795,600.00
19	\$95.00	\$76,000.00
20	\$210.00	\$105,000.00
21	\$164.00	\$3,591,600.00
22	\$194.00	\$620,800.00
23	\$226.00	\$113,000.00
24	\$49.00	\$11,760.00
25	\$27.00	\$273,780.00
26	\$169.00	\$777,400.00
27	\$218.00	\$65,400.00
28	\$99.00	\$29,700.00
29	\$125.00	\$87,500.00
30	\$33.00	\$23,100.00
31	\$985.00	\$43,340.00
32	\$1,320.00	\$7,920.00
33	\$5.50	\$48,400.00
34	\$5,430.00	\$21,720.00
35	\$5,300.00	\$5,300.00

36	\$6,240.00	\$62,400.00
37	\$52.00	\$89,440.00
38	\$299.00	\$8,970.00
39	\$210.00	\$462,000.00
40	\$245.00	\$49,000.00
41	\$281.00	\$19,670.00
42	\$242.00	\$159,720.00
43	\$256.00	\$130,560.00
44	\$372.00	\$26,040.00
45	\$622.00	\$118,180.00
46	\$703.00	\$84,360.00
47	\$1,310.00	\$157,200.00
48	\$1,090.00	\$10,900.00
49	\$1,380.00	\$6,900.00
50	\$5,540.00	\$22,160.00
51	\$5.50	\$22,275.00
52	\$24,360.00	\$389,760.00
53	\$12,660.00	\$101,280.00
54	\$21,240.00	\$169,920.00
55	\$22,980.00	\$114,900.00
56	\$22,470.00	\$44,940.00
57	\$26,630.00	\$239,670.00
58	\$15,880.00	\$15,880.00
59	\$13,700.00	\$13,700.00
60	\$9,930.00	\$9,930.00
61	\$16,580.00	\$16,580.00
62	\$5,410.00	\$16,230.00
63	\$1,630.00	\$13,040.00
64	\$1,860.00	\$16,740.00
65	\$1,860.00	\$78,120.00
66	\$165.00	\$87,450.00
67	\$210.00	\$75,600.00
68	\$26,000.00	\$78,000.00
69	\$25,830.00	\$25,830.00
70	\$6,150.00	\$36,900.00
71	\$7,290.00	\$29,160.00
72	\$5.50	\$4,840.00
73	\$11,010.00	\$286,260.00
74	\$1,860.00	\$154,380.00

75	\$1,860.00	\$61,380.00
76	\$1,750.00	\$145,250.00
77	\$16,890.00	\$101,340.00
78	\$1,430.00	\$37,180.00
79	\$1,560.00	\$93,600.00
80	<u>\$1.00</u>	\$50,000.00
81	<u>\$1.00</u>	\$100,000.00

Line	Responding Supplier	Supplier Notes
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Line #	Att #	Attribute Name	Attribute Note	KIK Underground L	Camino Constructi	McMahon Contrac	La Banda LLC	Axis Contracting, In
Header	1	General Terms and Condi	The City of Carrollton's Ge	I have read, unders		I have read, unders	I have read, unders	I have read, unders
Header	2	Attachments	Located on the "Attachm					
Header	3	Attributes	There are attributes, like					
Header	4	Information to Bidders	INFORMATION TO BIDDEI					
Header	5	Submission Response	The City of Carrollton pre					
Header	6	Right to Reject	Until the final award by th	I have read, unders		I have read, unders	I have read, unders	I have read, unders
Header	7	Communications Stateme	All communication shall g					
Header	8	Disqualification	The City may reject outrig	I have read, unders		I have read, unders	I have read, unders	I have read, unders
Header	9	Electronic Signatures	The City of Carrollton has	I have read, unders		I have read, unders	I have read, unders	I have read, unders
Header	10	Conflict of Interest Questi	This questionnaire reflect	No		No	No	No
Header	11	Name & Relationships	Do you or any employee i	No		No	No	No
Header	12	Non- Discrimination	The proposer shall not dis	I have read, unders		I have read, unders	I have read, unders	I have read, unders
Header	13	Submission Requirements	SUBMISSION REQUIREME					
Header	14	Submission Instructions	Accessing the Bid Docum	I have read, unders		I have read, unders	I have read, unders	I have read, unders
Header	15	Award Process	AWARD PROCESS					
Header	16	Acknowledgement	The below information re	I have read, unders		I have read, unders	I have read, unders	I have read, unders
Header	17	Sealed Bid - Lowest Respc	Lowest responsive, respo	I have read, unders		I have read, unders	I have read, unders	I have read, unders
Header	18	Insurance Requirements	INSURANCE REQUIREMEN					
Header	19	Insurance Requirements	Bidder here acknowledge	I have read, unders		I have read, unders	I have read, unders	I have read, unders
Header	20	Cancellation of Insurance	Cancellation Policy must r	I have read, unders		I have read, unders	I have read, unders	I have read, unders
Header	21	Prohibition Acknowledge	PROHIBITION ACKNOWLE					
Header	22	Senate Bill 252	I certify that my company	I have read, unders		I have read, unders	I have read, unders	I have read, unders
Header	23	No Israel Boycott Certifica	Effective September 1, 20	I have read, unders		I have read, unders	I have read, unders	I have read, unders
Header	24	No Excluded Nation or Fo	Effective September 1, 20	I have read, unders		I have read, unders	I have read, unders	I have read, unders
Header	25	Abortion Prohibition	Texas Government Code	I have read, unders		I have read, unders	I have read, unders	I have read, unders
Header	26	Firearm And Ammunition	Pursuant to Texas Govern	I have read, unders		I have read, unders	I have read, unders	I have read, unders
Header	27	Energy Company Boycott	Pursuant to Texas Govern	I have read, unders		I have read, unders	I have read, unders	I have read, unders
Header	28	Collective Bargaining Pro	Texas Government Code	I have read, unders		I have read, unders	I have read, unders	I have read, unders
Header	29	Communication Prohibitio	All questions concerning t	I have read, unders		I have read, unders	I have read, unders	I have read, unders
Header	30	Applicable Law	APPLICABLE LAW					
Header	31	Applicable Law	The Contract is entered ir	I have read, unders		I have read, unders	I have read, unders	I have read, unders
Header	32	Construction Items	CONSTRUCTION ITEMS					
Header	33	Bid Bond	All responders must subr	I have read, unders		I have read, unders	I have read, unders	I have read, unders
Header	34	Payment, Maintenance, a	Payment, Maintenance, a	I have read, unders		I have read, unders	I have read, unders	I have read, unders
Header	35	Freight	All prices are to be F.O.B.	I have read, unders		I have read, unders	I have read, unders	I have read, unders
Header	36	Tax Exempt	The City of Carrollton is t	I have read, unders		I have read, unders	I have read, unders	I have read, unders
Header	37	Controlling Law & Venue	CONTROLLING LAW					

Header 38	Controlling Law & Venue	The parties to this contract have read, unders	I have read, unders	I have read, unders	I have read, unders
Header 39	Open Records Policy	OPEN RECORDS POLICY			
Header 40	Open Records Policy	City of Carrollton is a govern	I have read, unders	I have read, unders	I have read, unders
Header 41	Vendor Information	VENDOR INFORMATION			
Header 42	Bid Responder's Name	Tom Koble	Scott Cummings	Ricardo Hurtado	Chris Quentin
Header 43	Bid Responder's Title	Manager	President	Project Manager	Vice President
Header 44	Mailing Address (street, city, state, zip)	106 Hillside Drive, Irving, TX 75039	3019 Roy Orr Blvd, Dallas, TX 75206	523 Neomi Ave. Dallas, TX 75206	PO BOX 360715, Dallas, TX 75206
Header 45	Phone Number	(469) 426-4690	(972) 263-6907	(214) 926-3456	(972) 557-3672
Header 46	Email Address	tom@kikundergroup.com	scottc@mcmahon.com	labandall@gmail.com	cquentin@axiscont.com
Header 47	Company Website URL	https://kikundergroup.com	HTTP://mcmahon.com	HTTP://N/A	http://www.axiscont.com
Header 48	Payable Contact Information	CONTACT INFORMATION			
Header 49	Payable Contact Name	Tom Koble	Kelsey Greene	Ricardo Hurtado	Carla Rios
Header 50	Payables Address (street, city, state, zip)	106 Hillside Drive, Irving, TX 75039	3019 Roy Orr Blvd, Dallas, TX 75206	523 Neomi Ave. Dallas, TX 75206	PO BOX 360715, Dallas, TX 75206
Header 51	Payable Phone	(469) 426-4690	(972) 263-6907	(214) 926-3456	(972) 557-3672
Header 52	Payable Fax Number	(469) 426-4690	(972) 637-8253	(214) 926-3456	(972) 557-2400
Header 53	Payable Email Address	tom@kikundergroup.com	kelseyg@mcmahon.com	labandall@gmail.com	Accountspayable@axiscont.com
Header 54	HUB Vendor Status	HUB Vendors (Historically No)	No	No	Yes
Header 55	HUB Vendor Status, pt. 2	If indicated "yes" in the attached			
Header 56	References	REFERENCES Please provide			
Header 57	Reference 1	REFERENCE 1			
Header 58	Reference Contact Person	Keith Modina	Tin Nguyen, P.E.	Joe Duval	Mike Slye
Header 59	Reference Contact Person	City of Plano	City of Frisco	City of Garland	City of Kaufman
Header 60	Reference Address: Street, city, state, zip	1520 K Avenue Plano, TX 75075	6101 Frisco Square Frisco, TX 75034	2343 Forest Ln Garland, TX 75042	209 S. Washington Kaufman, TX 75142
Header 61	Reference Phone Number	(972) 816-8138	(972) 292-5436	(972) 205-3234	(972) 932-2216
Header 62	Reference Email	kmodina@plano.gov	tnguyen@friscotexas.gov	jduval@garlandtx.gov	mslye@kaufmantx.gov
Header 63	Reference Description of Work	Describe the services performed	Installation of new Legacy Drive Recon Ridgewood-Vista-C	Paving & Drainage	
Header 64	Reference 2	REFERENCE 2			
Header 65	Reference Contact Person	Pamela Lloyd	Jessie Ortiz	Chris Agnew	Heather Cerda
Header 66	Reference Contact Person	City of Carrollton	City of Mesquite	City of Grand Prairie	Town of Highland Park
Header 67	Reference Address: Street, city, state, zip	1945 E Jackson Rd, Carrollton, TX 75006	1515 N. Galloway A Frisco, TX 75034	300 West Main St Grand Prairie, TX 75042	4700 Drexel Dr., Highland Park, TX 75087
Header 68	Reference Phone Number	(972) 466-3185	(972) 216-6356	(972) 237-8137	(214) 553-9358
Header 69	Reference Email	Pamela.Lloyd@cityofcarrollton.com	jortiz@cityofmesquite.com	cagnew@gptx.org	hcerda@hptx.org
Header 70	Reference Description of Work	Describe the services performed	The project consists of Skyline Drive Paving	Dickey Rd Storm Dr	2021 Alley Rehabilitation
Header 71	Reference 3	REFERENCE 3			
Header 72	Reference Contact Person	Nick Kohel	Michael Garza	DJ Brouwer	replace Brad Bernhard
Header 73	Reference Contact Person	City of Plano	City of Coppell	City of Terrell	City of Richardson
Header 74	Reference Address: Street, city, state, zip	1520 K Avenue Plano, TX 75075	265 E Parkway Blvd Coppell, TX 75019	201 E Nash Street Terrell, TX 75159	411 W. Arapaho Road Richardson, TX 75080
Header 75	Reference Phone Number	(214) 577-5915	(972) 304-3681	(972) 551-6600	x8C (972) 744-4249
Header 76	Reference Email	Nicholas.Kohel@cityofplano.com	mgarza@coppelltx.com	dbrouwer@cityofterrell.com	brad.bernhard@cityofrichardson.com

Tiseo Paving Comp Reyes TX, Inc.

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Louis Tiseo	Marcos G. Reyes Re
President	President
P.O. Box 270040	1520 Parker Rd, Gra
(972) 289-0723	(214) 260-3535
gbrown@tiseopavi	marcosg@reyestxir
HTTP://www.tiseo	https://reyestxinc.c

Melanie Taylor	Brenda Trejos
P.O. Box 270040 D:	1520 Parker Rd, Gra
(972) 289-0723	(972) 878-8595
(972) 216-5637	(214) 260-3536
mtaylor@tiseopavi	apinvoices@reyest:
No	No

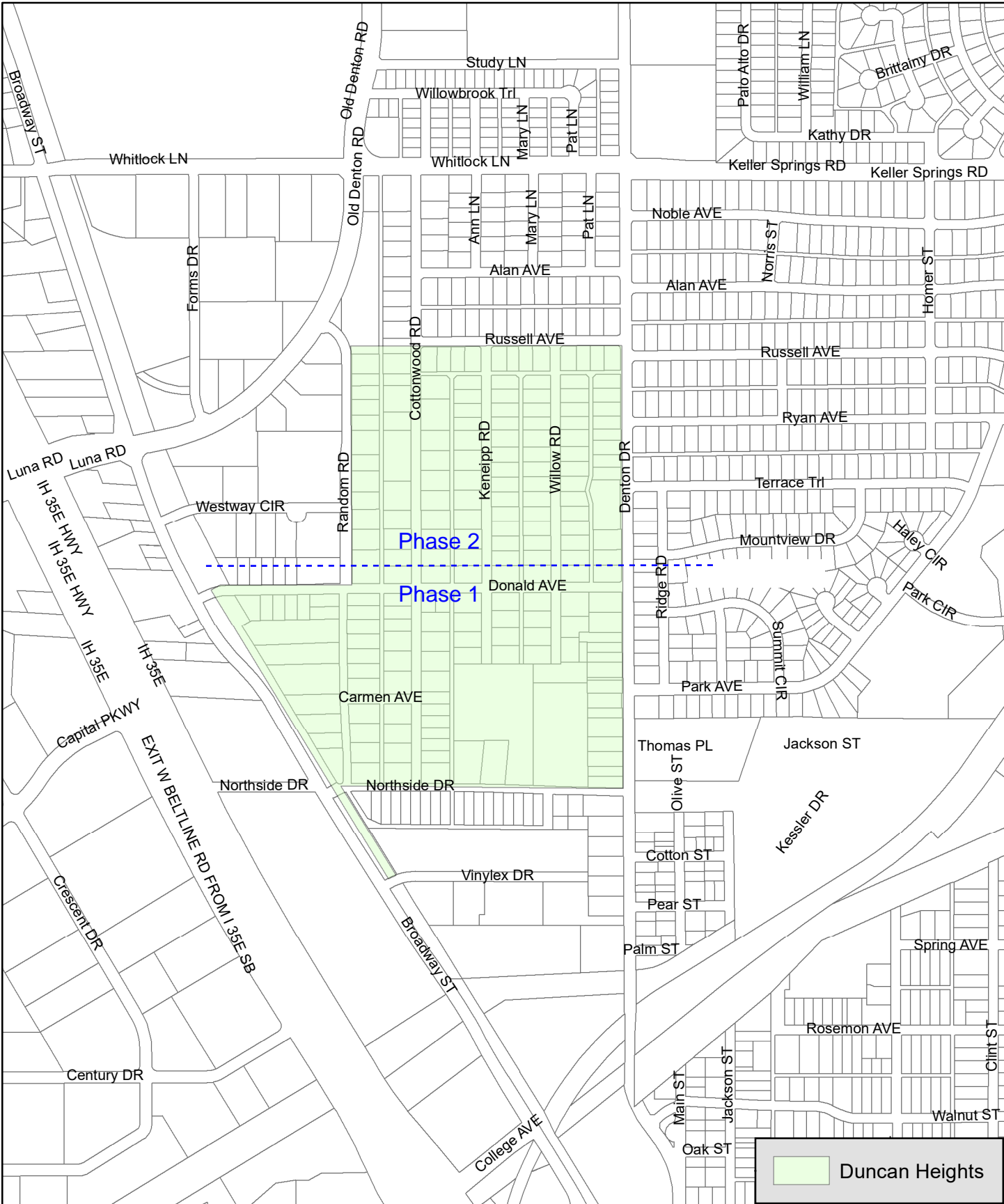
John Mears	Brendan McLnnes
City of Mesquite	City of Fort Worth
757 N S Galloway A	200 Texas Street, Fu
(972) 216-6974	(817) 392-2817
jmeares@cityofmes	brendan.mcinnnes@
include the constru	Asphalt paving inclu

Javier Garcia	Jesse Reed
City of Melissa	City of Fort Worth
3411 Barker Ave, N	200 Texas Street Fo
(575) 942-1693	(817) 392-8363
JavierG@estinc.cor	Jesse.Reed@fortwo
This project consist	Construction of lan

Romian Khavari	Melanie Landers
City of Grand Prairi	Dallas Fort Worth I
300 W Main St, Gra	DFW Airport Dallas,
(972) 237-8145	(214) 557-7184
rkhavari@cptx.org	mlanders@dfwairp

This project consist Construction of the

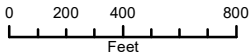
Responding Supplier	Signature Full Name	Signature Email	Supplier Notes
KIK Underground LLC	Tom Koble	tom@kikunderground.com	
Camino Construction	Camino Construction, LP	camino.tx@gmail.com	
McMahon Contracting L.P.	WILL MEE	WILL@MCMAHONCONTRACTING.COM	
La Banda LLC	Ricardo Hurtado	labandallc@gmail.com	
Axis Contracting, Inc.	Chris Quentin	cquentin@axiscontracting.com	
Tiseo Paving Company	Louis Tiseo	gbrown@tiseopaving.com	
Reyes TX, Inc.	Jack Wadkins	jack.wadkins@reyestxinc.com	



Duncan Heights



Duncan Heights



U:\GIS DATA\MXD\
 3-22-2024 Duncan Heights
 M.Natseway Engineering Technician



Agenda Memo
File Number: 6844

Agenda Date: 9/10/2024

Version: 1

Status: Consent Agenda

In Control: City Council

File Type:
Contracts/Agreements

Agenda Number: *18.

CC MEETING: September 10, 2024

DATE: September 3, 2024

TO: Erin Rinehart, City Manager

FROM: Jonathan Wheat, P.E., Director of Engineering
Shannon Hicks, Assistant City Manager

Consider **Authorizing The City Manager To Approve A Construction Contract With Camino Construction LP For The Country Villas Street Reconstruction Project In An Amount Not To Exceed \$7,790,000.00.**

BACKGROUND:

This contract will provide for the reconstruction of thirteen (13) streets in the Country Villas neighborhood in the City of Carrollton. The streets include Stonecreek Drive, Country Villa Drive, Country Villa Circle, Stonecreek Place, Stonecreek Court, Keller Springs Court, Keller Springs Place, Keller Springs Road, Brook Mount Court, Creekwood Court, Glenwood Court, Heather Glen Court, Meadowstone Court and Misty Meadow Court. The project consists of replacing approximately 16,600 LF of neighborhood streets, 2,500 LF of sidewalks, 7,010 LF of sanitary sewer mains, and 8,050 LF of water mains. This project is part of the 2022 Bond Program.

FINANCIAL IMPLICATIONS:

Three (3) proposals were received on August 27th, 2024. In evaluation of the proposals, Camino Construction, L.P. submitted the lowest total bid of \$7,556,540.00. The engineer’s estimated construction cost is \$6,923,350.00. State Law requires evaluation of all selection criteria which included not only the price but the validity or reliability of the price along with contractor qualifications, which includes performance on past similar projects, experience of personnel assigned to the project, magnitude of municipal work, etc.

Camino Construction, L.P. has a good reputation with City of Dallas and has successfully delivered several projects. Upon incorporation of all selection criteria, Camino Construction, L.P. is the most qualified contractor for this project and offers the best overall value to the City.

Funding is available in Account Unit 854460 (Streets Consolidated).

With this neighborhood reconstruction staff recommends the inclusion of a construction contingency. The construction contingency provides an expedient manner to accommodate unforeseen costs and minor additions in work common in all construction projects. Examples include unexpected conditions discovered during construction, and changes to design that were not possible during plan generation. All charges against contingency must be supported by detailed pricing information and approved by the City through a formal change order. However, having advanced Council authorization ensures that work progress is not impeded. Typical construction contingencies for a project of this magnitude range from 2-5% of the total contract amount. As a cost control measure, the construction contingency for the Country Villas Street Reconstruction is recommended at approximately 3% (original contract amount) or \$233,460.00.

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:

- Sustaining quality of life - Improvements in the subdivision should improve the appearance of the neighborhood which should promote residents to provide better upkeep of properties in the neighborhood.
- Sustaining day-to-day operations - The replacement of substandard street pavement, water and sewer lines should reduce the need for non-scheduled or emergency repairs.

STAFF RECOMMENDATION/ACTION DESIRED:

Staff recommends City Council authorize the City Manager to approve a construction contract with Camino Construction, L.P. For the Country Villas Street Reconstruction project in an amount not to exceed \$7,790,000.00. (\$7,556,540.00 proposal and a \$233,460.00 (3%) construction contingency).

PROJECT: Country Villas Street Reconstruction
CLOSE DATE: 8/27/2024 2:00PM

CONTRACTORS	BID AMOUNT
Camino Construction	\$7,556,540.00
Urban Infraconstruction	\$8,013,365.00
SYB Construction Co., Inc	\$8,414,135.00

Line #	Description	Mfgr	Mfgno	QTY	UOM	Estimated	Camino Construction		Urban Infr
							Total Price	\$7,556,540.00	Total Price
							Unit	Extended	Unit
1	Mobilization			1	LS		\$300,000.00	\$300,000.00	\$370,000.00
2	Videotape Project Area			1	LS		\$2,000.00	\$2,000.00	\$2,000.00
3	Erosion Control			1	LS		\$30,000.00	\$30,000.00	\$50,000.00
4	Trench Safety Design & Implementation			14000	LF		\$1.00	\$14,000.00	\$4.00
5	Barricades and Traffic Control			1	LS		\$100,000.00	\$100,000.00	\$85,000.00
6	Furnish/Install 8 in. HDPE DR-17 SS Pipe (Pipe			960	LF		\$145.00	\$139,200.00	\$160.00
7	Furnish/Install 8 in. HDPE DR-17 SS Pipe by Op			10	LF		\$140.00	\$1,400.00	\$170.00
8	Furnish/Install 6 in. PVC SDR-35 SS Pipe by Op			20	LF		\$90.00	\$1,800.00	\$115.00
9	Furnish/Install 8 in. PVC SDR-35 SS Pipe by Op			2800	LF		\$120.00	\$336,000.00	\$112.00
10	Furnish/Install 10 in. PVC SDR-35 SS Pipe by C			220	LF		\$145.00	\$31,900.00	\$140.00
11	Furnish/Install 8 in. PVC SDR-26 SS Pipe by Op			1400	LF		\$130.00	\$182,000.00	\$120.00
12	Furnish/Install 12 in. PVC SDR-26 SS Pipe by C			1600	LF		\$148.00	\$236,800.00	\$170.00
13	Connect to Existing Sanitary Sewer Main			1	EA		\$1,500.00	\$1,500.00	\$600.00
14	Connect to Existing Sanitary Sewer Manhole			1	EA		\$2,000.00	\$2,000.00	\$1,435.00
15	Sanitary Sewer Point Repair on Pipe Burst Lin			1	EA		\$4,000.00	\$4,000.00	\$6,000.00
16	Abandon Ex. San. Sew Mainline Cleanout			7	EA		\$500.00	\$3,500.00	\$600.00
17	Remove Ex. San Sew Mainline Cleanout			9	EA		\$500.00	\$4,500.00	\$360.00
18	Construct Std San Sew Mainline Cleanout			16	EA		\$2,500.00	\$40,000.00	\$1,800.00
19	Construct Std 5 ft. Dia SS Manhole			20	EA		\$12,000.00	\$240,000.00	\$15,000.00
20	Construct Std 5 ft. Dia SS Drop Manhole			4	EA		\$15,000.00	\$60,000.00	\$15,980.00
21	Remove Exist SSMH			15	EA		\$1,000.00	\$15,000.00	\$600.00
22	Abandon Exist SSMH			5	EA		\$500.00	\$2,500.00	\$1,075.00
23	4-inch PVC SS Svc Connect w Cleanout			163	EA		\$1,000.00	\$163,000.00	\$1,500.00
24	4-inch Service Connection to HDPE Pipe			16	EA		\$1,000.00	\$16,000.00	\$1,440.00
25	Furnish/Install 8 in. PVC Water Pipe			3950	LF		\$145.00	\$572,750.00	\$110.00
26	Furnish/Install 6 in. PVC Water Pipe			4100	LF		\$98.00	\$401,800.00	\$90.00
27	8 in.X 8 in. Tapping Sleeve and 8 in. Gate Val			3	EA		\$9,500.00	\$28,500.00	\$9,000.00
28	8 in.X 6 in. Tapping Sleeve and 6 in. Gate Val			1	EA		\$8,500.00	\$8,500.00	\$7,700.00
29	8 in. Gate Valve			14	EA		\$3,500.00	\$49,000.00	\$3,400.00
30	6 in. Gate Valve			32	EA		\$3,200.00	\$102,400.00	\$2,500.00
31	Connect to Existing Water Main			1	EA		\$1,500.00	\$1,500.00	\$8,500.00
32	Fire Hydrant w/ Appurtenances			12	EA		\$5,500.00	\$66,000.00	\$7,200.00
33	Remove & Salvage Exist Fire Hydrant			12	EA		\$200.00	\$2,400.00	\$3,600.00
34	Cut & Plug Exist Water Main			4	EA		\$1,000.00	\$4,000.00	\$3,000.00
35	1-inch Water Service (Long)			81	EA		\$1,500.00	\$121,500.00	\$2,400.00

36	1-inch Water Service (Short)	98	EA	<u>\$1,200.00</u>	\$117,600.00	\$2,600.00
37	Abandon Ex. Water Valve	41	EA	<u>\$100.00</u>	\$4,100.00	\$600.00
38	Additional Ductile Iron Fittings	2	TN	\$2,000.00	\$4,000.00	\$10,000.00
39	Remove & Replace Water Meter Box	179	EA	<u>\$600.00</u>	\$107,400.00	\$785.00
40	Temporary Asphalt Paving	3400	SY	<u>\$24.00</u>	\$81,600.00	\$32.00
41	Remove and Dispose of Concrete Sidewalk	1200	SY	\$13.50	\$16,200.00	\$17.00
42	Rem. & Dispose of Conc. Pvmnt., Drive & Alley	26000	SY	\$22.50	\$585,000.00	<u>\$7.00</u>
43	8 in. Th. Recycled Crushed Concrete Flex Base	24200	SY	\$24.00	\$580,800.00	<u>\$22.00</u>
44	6 in. Integral Concrete Curb	10000	LF	\$5.00	\$50,000.00	\$10.00
45	6 in. Reinf. Conc. Paving	21400	SY	<u>\$82.00</u>	\$1,754,800.00	\$85.00
46	8 in. Reinf. Conc. Paving	800	SY	<u>\$90.00</u>	\$72,000.00	\$115.00
47	Construct Barrier Free Ramp at Intersection	17	EA	<u>\$3,000.00</u>	\$51,000.00	<u>\$3,000.00</u>
48	Construct 4 in. Concrete Sidewalk	950	SY	\$90.00	\$85,500.00	<u>\$75.00</u>
49	Construct New 4 in. Concrete Sidewalk	80	SY	\$90.00	\$7,200.00	<u>\$75.00</u>
50	Construct Sidewalks for Walks with Retaining	380	SY	\$108.00	\$41,040.00	\$95.00
51	Construct Type B Retaining Wall	1300	SF	<u>\$30.00</u>	\$39,000.00	\$85.00
52	Cultured Stone Fascia	1300	SF	\$28.00	\$36,400.00	\$60.00
53	Install New Concrete Steps	5	EA	\$1,000.00	\$5,000.00	\$1,000.00
54	5 in. Reinf. Concrete Driveway	3600	SY	<u>\$90.00</u>	\$324,000.00	\$125.00
55	6 in. Wide White Perm. Pavement Markings	100	LF	<u>\$20.00</u>	\$2,000.00	\$25.00
56	Construct 6 in. Reinf. Conc Drainage Flume w	20	SY	\$180.00	\$3,600.00	\$1,500.00
57	Construct Galvanized Steel Plate Over Conc. I	2	EA	\$2,000.00	\$4,000.00	<u>\$1,850.00</u>
58	Remove Existing Storm Sewer Inlet	16	EA	<u>\$1,000.00</u>	\$16,000.00	\$3,000.00
59	Construct Std 8 ft. Storm Inlet	7	EA	\$7,000.00	\$49,000.00	<u>\$6,000.00</u>
60	Construct Std 10 ft. Storm Inlet	8	EA	\$8,500.00	\$68,000.00	<u>\$7,500.00</u>
61	Construct Std 14 ft. Storm Inlet	1	EA	<u>\$11,000.00</u>	\$11,000.00	\$11,800.00
62	Remove & Replace Grate Inlet	1	EA	<u>\$9,000.00</u>	\$9,000.00	\$10,000.00
63	Remove & Reset Wood Fence	100	LF	\$45.00	\$4,500.00	\$180.00
64	Tree Root Barrier	50	LF	\$50.00	\$2,500.00	\$225.00
65	Remove Tree (< 24-inch Diameter)	8	EA	\$800.00	\$6,400.00	<u>\$580.00</u>
66	Remove Tree (>= 24-inch Diameter)	1	EA	<u>\$1,500.00</u>	\$1,500.00	\$9,500.00
67	Repair/Adjustment of Sprinkler Systems	1	AL	<u>\$30,000.00</u>	\$30,000.00	\$32,400.00
68	6-inch Subsurface Drainage Pipe	50	LF	<u>\$40.00</u>	\$2,000.00	\$150.00
69	Furn. & Place Sod & 2 in. Topsoil for Dist. Area	3700	SY	<u>\$10.00</u>	\$37,000.00	\$12.00
70	Ground Cover (Asian Jasmine)	1300	SY	\$25.00	\$32,500.00	<u>\$18.00</u>
71	Reset Traffic or Street Sign	31	EA	<u>\$950.00</u>	\$29,450.00	\$1,500.00

	Construction	SYB Construction Co., Inc	
	\$8,013,365.00	Total Price	\$8,414,135.00
Line #	Extended	Unit	Extended
1	\$370,000.00	\$200,000.00	\$200,000.00
2	\$2,000.00	\$2,500.00	\$2,500.00
3	\$50,000.00	\$16,700.00	\$16,700.00
4	\$56,000.00	\$1.00	\$14,000.00
5	\$85,000.00	\$85,000.00	\$85,000.00
6	\$153,600.00	\$186.00	\$178,560.00
7	\$1,700.00	\$186.00	\$1,860.00
8	\$2,300.00	\$119.00	\$2,380.00
9	\$313,600.00	\$121.00	\$338,800.00
10	\$30,800.00	\$140.00	\$30,800.00
11	\$168,000.00	\$135.00	\$189,000.00
12	\$272,000.00	\$217.00	\$347,200.00
13	\$600.00	\$1,000.00	\$1,000.00
14	\$1,435.00	\$2,000.00	\$2,000.00
15	\$6,000.00	\$5,000.00	\$5,000.00
16	\$4,200.00	\$500.00	\$3,500.00
17	\$3,240.00	\$500.00	\$4,500.00
18	\$28,800.00	\$2,100.00	\$33,600.00
19	\$300,000.00	\$12,000.00	\$240,000.00
20	\$63,920.00	\$16,850.00	\$67,400.00
21	\$9,000.00	\$1,500.00	\$22,500.00
22	\$5,375.00	\$2,000.00	\$10,000.00
23	\$244,500.00	\$2,250.00	\$366,750.00
24	\$23,040.00	\$3,000.00	\$48,000.00
25	\$434,500.00	\$115.00	\$454,250.00
26	\$369,000.00	\$100.00	\$410,000.00
27	\$27,000.00	\$8,950.00	\$26,850.00
28	\$7,700.00	\$2,825.00	\$2,825.00
29	\$47,600.00	\$3,000.00	\$42,000.00
30	\$80,000.00	\$2,025.00	\$64,800.00
31	\$8,500.00	\$6,500.00	\$6,500.00
32	\$86,400.00	\$8,000.00	\$96,000.00
33	\$43,200.00	\$750.00	\$9,000.00
34	\$12,000.00	\$1,000.00	\$4,000.00
35	\$194,400.00	\$2,600.00	\$210,600.00

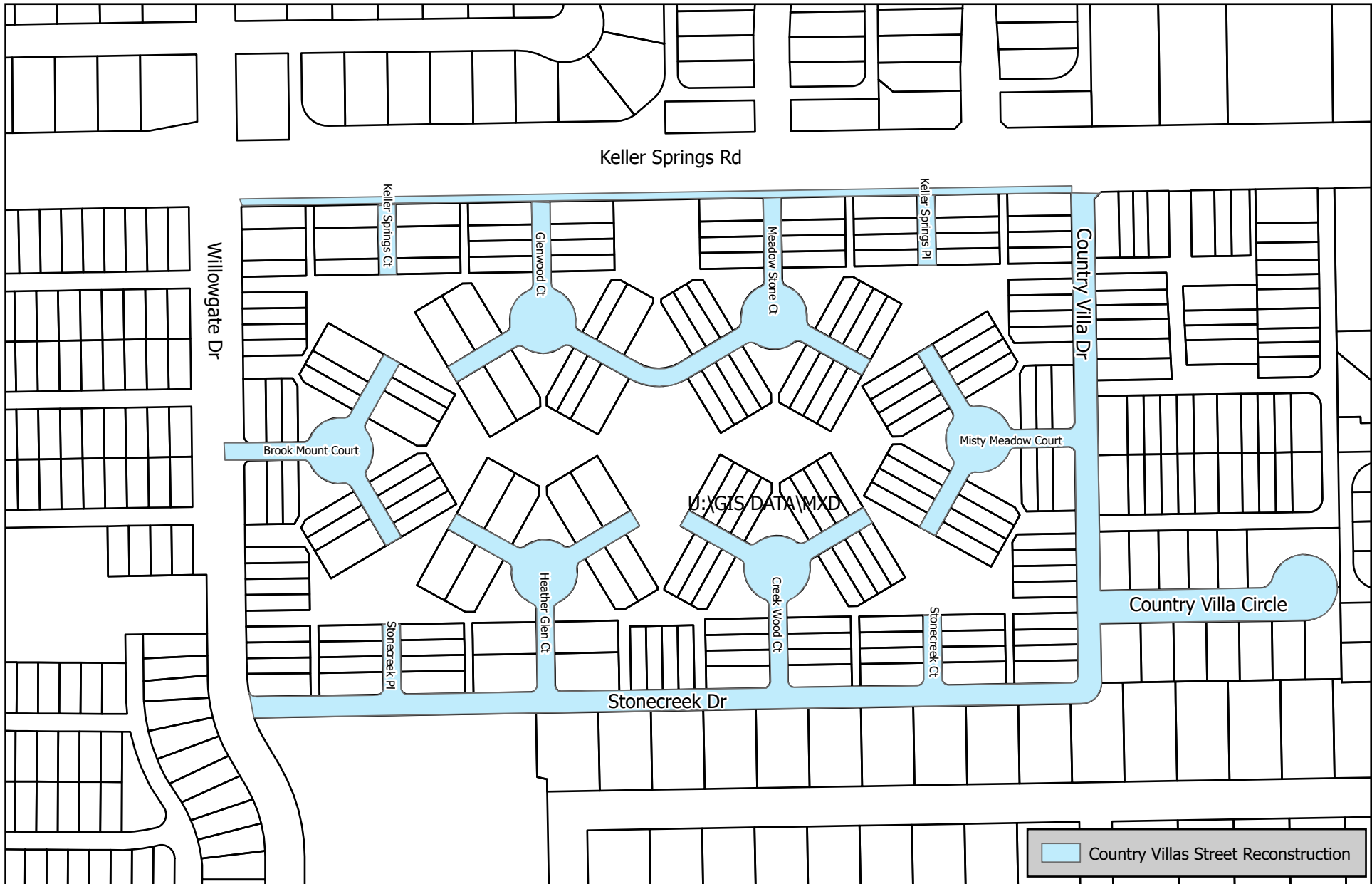
36	\$254,800.00	\$2,000.00	\$196,000.00
37	\$24,600.00	\$500.00	\$20,500.00
38	\$20,000.00	<u>\$100.00</u>	\$200.00
39	\$140,515.00	\$800.00	\$143,200.00
40	\$108,800.00	\$41.25	\$140,250.00
41	\$20,400.00	<u>\$12.00</u>	\$14,400.00
42	\$182,000.00	\$14.00	\$364,000.00
43	\$532,400.00	\$40.00	\$968,000.00
44	\$100,000.00	<u>\$3.00</u>	\$30,000.00
45	\$1,819,000.00	\$85.00	\$1,819,000.00
46	\$92,000.00	\$92.00	\$73,600.00
47	\$51,000.00	\$3,200.00	\$54,400.00
48	\$71,250.00	<u>\$75.00</u>	\$71,250.00
49	\$6,000.00	<u>\$75.00</u>	\$6,000.00
50	\$36,100.00	<u>\$85.00</u>	\$32,300.00
51	\$110,500.00	\$100.00	\$130,000.00
52	\$78,000.00	<u>\$25.00</u>	\$32,500.00
53	\$5,000.00	<u>\$500.00</u>	\$2,500.00
54	\$450,000.00	\$115.00	\$414,000.00
55	\$2,500.00	\$26.85	\$2,685.00
56	\$30,000.00	<u>\$125.00</u>	\$2,500.00
57	\$3,700.00	\$4,000.00	\$8,000.00
58	\$48,000.00	<u>\$1,000.00</u>	\$16,000.00
59	\$42,000.00	\$6,500.00	\$45,500.00
60	\$60,000.00	<u>\$7,500.00</u>	\$60,000.00
61	\$11,800.00	\$12,000.00	\$12,000.00
62	\$10,000.00	\$10,000.00	\$10,000.00
63	\$18,000.00	<u>\$20.00</u>	\$2,000.00
64	\$11,250.00	<u>\$25.00</u>	\$1,250.00
65	\$4,640.00	\$2,500.00	\$20,000.00
66	\$9,500.00	\$10,000.00	\$10,000.00
67	\$32,400.00	<u>\$30,000.00</u>	\$30,000.00
68	\$7,500.00	\$150.00	\$7,500.00
69	\$44,400.00	\$20.00	\$74,000.00
70	\$23,400.00	\$25.00	\$32,500.00
71	\$46,500.00	\$975.00	\$30,225.00

Line	Responding Supplier	Supplier Notes
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Line #	Att #	Attribute Name	Attribute Note	Camino Constructi	Urban Infraconstru	SYB Construction Co., Inc
Header	1	General Terms and Condi	The City of Carrollton's Ge			I have read, unders
Header	2	Attachments	Located on the "Attachme			
Header	3	Attributes	There are attributes, like			
Header	4	Information to Bidders	INFORMATION TO BIDDEI			
Header	5	Submission Response	The City of Carrollton pre			
Header	6	Right to Reject	Until the final award by th			I have read, unders
Header	7	Communications Stateme	All communication shall g			
Header	8	Disqualification	The City may reject outrig			I have read, unders
Header	9	Electronic Signatures	The City of Carrollton has			I have read, unders
Header	10	Conflict of Interest Questi	This questionnaire reflect			No
Header	11	Name & Relationships	Do you or any employee i			No
Header	12	Non- Discrimination	The proposer shall not dis			I have read, unders
Header	13	Submission Requirements	SUBMISSION REQUIREME			
Header	14	Submission Instructions	Accessing the Bid Docume			I have read, unders
Header	15	Award Process	AWARD PROCESS			
Header	16	Acknowledgement	The below information re			I have read, unders
Header	17	Sealed Bid - Lowest Respc	Lowest responsive, respo			I have read, unders
Header	18	Insurance Requirements	INSURANCE REQUIREMEN			
Header	19	Insurance Requirements	Bidder here acknowledge			I have read, unders
Header	20	Cancellation of Insurance	Cancellation Policy must r			I have read, unders
Header	21	Prohibition Acknowledge	PROHIBITION ACKNOWLE			
Header	22	Senate Bill 252	I certify that my company			I have read, unders
Header	23	No Israel Boycott Certifica	Effective September 1, 20			I have read, unders
Header	24	No Excluded Nation or Fo	Effective September 1, 20			I have read, unders
Header	25	Abortion Prohibition	Texas Government Code §			I have read, unders
Header	26	Firearm And Ammunition	Pursuant to Texas Govern			I have read, unders
Header	27	Energy Company Boycott	Pursuant to Texas Govern			I have read, unders
Header	28	Collective Bargaining Pro	Texas Government Code §			I have read, unders
Header	29	Communication Prohibitio	All questions concerning t			I have read, unders
Header	30	Applicable Law	APPLICABLE LAW			
Header	31	Applicable Law	The Contract is entered ir			I have read, unders
Header	32	Construction Items	CONSTRUCTION ITEMS			
Header	33	Bid Bond	All responders must subr			I have read, unders
Header	34	Payment, Maintenance, a	Payment, Maintenance, a			I have read, unders
Header	35	Freight	All prices are to be F.O.B.			I have read, unders
Header	36	Tax Exempt	The City of Carrollton is ta			I have read, unders
Header	37	Controlling Law & Venue	CONTROLLING LAW			

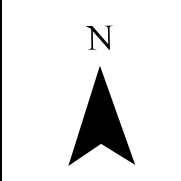
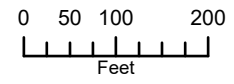
Header	38	Controlling Law & Venue	The parties to this contract	I have read, unders
Header	39	Open Records Policy	OPEN RECORDS POLICY	
Header	40	Open Records Policy	City of Carrollton is a govern	I have read, unders
Header	41	Vendor Information	VENDOR INFORMATION	
Header	42	Bid Responder's Name		BRIAN WOOD
Header	43	Bid Responder's Title		VICE-PRESIDENT
Header	44	Mailing Address (street, c		421 COMPTON AVE
Header	45	Phone Number		(972) 399-1066
Header	46	Email Address		SANDY@SYBCONST
Header	47	Company Website URL		HTTP://WWW.SYBC
Header	48	Payable Contact Informat	CONTACT INFORMATION	
Header	49	Payable Contact Name		GEANA BRANN
Header	50	Payables Address (street,		421 COMPTON AVE
Header	51	Payable Phone		(972) 399-1066 x32
Header	52	Payable Fax Number		(972) 399-1586
Header	53	Payable Email Address		AP@SYBCONSTRUC
Header	54	HUB Vendor Status	HUB Vendors (Historically	No
Header	55	HUB Vendor Status, pt. 2	If indicated "yes" in the at	
Header	56	References	REFERENCES Please provi	
Header	57	Reference 1	REFERENCE 1	
Header	58	Reference Contact Person		LINDY HIGGINBOTH
Header	59	Reference Contact Person		CITY OF ALLEN
Header	60	Reference Address: Street		305 CENTURY PARK
Header	61	Reference Phone Number		(214) 912-8112
Header	62	Reference Email		Lindy_Higginbotham
Header	63	Reference Description of	Describe the services per	HILLSIDE VILLAGE V
Header	64	Reference 2	REFERENCE 2	
Header	65	Reference Contact Person		DAVID SPRINGOB
Header	66	Reference Contact Person		CITY OF IRVING
Header	67	Reference Address: Street		825 W. IRVING BLV
Header	68	Reference Phone Number		(972) 721-2784
Header	69	Reference Email		dspringob@cityofir
Header	70	Reference Description of	Describe the services per	PROMENAGE COUP
Header	71	Reference 3	REFERENCE 3	
Header	72	Reference Contact Person		KATIE BARRON
Header	73	Reference Contact Person		CITY OF UNIVERSITY
Header	74	Reference Address: Street		3800 University Blv
Header	75	Reference Phone Number		(214) 987-5401
Header	76	Reference Email		kbarron@uptexas.c

Responding Supplier	Signature Full Name	Signature Email	Supplier Notes
Camino Construction	Camino Construction , LP		
Urban Infraconstruction	Urban Infraconstruction		
SYB Construction Co., Inc	BRIAN WOOD	SANDY@SYBCONSTRUCTION.COM	



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Country Villas Street Reconstruction



Country Villas Street Reconstruction

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Country Villas Street Reconstruction
M. Natseway Engineering Technician



Agenda Memo File Number: 6867

Agenda Date: 9/10/2024

Version: 1

Status: Consent Agenda

In Control: City Council

File Type:
Contracts/Agreements

Agenda Number: *19.

CC MEETING: September 10, 2024

DATE: September 6, 2024

TO: Erin Rinehart, City Manager

FROM: Diana Vaughn, Chief Financial Officer
Chrystal Davis, Assistant City Manager

Consider **Authorizing The City Manager To Enter Into An Interlocal Agreement With The City Of Dallas For A Temporary Increase To The City's Water Demand Levels.**

BACKGROUND:

The City of Carrollton currently has an agreement with the City of Dallas through Dallas Water Utilities to purchase water. The City is currently allowed to receive 41 million gallons of water per day. The City of Dallas has agreed to enter into a reciprocal interlocal agreement which allows for the temporary increase of the daily limit for the City of Carrollton through September 30, 2024.

FINANCIAL IMPLICATIONS:

Funding for the purchase and sell of the water is accounted for in the City's Utility Operating Fund. This agreement will not result in a recurring increase in demand to the Citizens of Carrollton.

STAFF RECOMMENDATION/ACTION DESIRED:

Staff recommends the approval to enter into the interlocal agreement.



Agenda Memo File Number: 6858

Agenda Date: 9/10/2024

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Ordinances

Agenda Number: *20.

CC MEETING: September 10, 2024

DATE: September 3, 2024

TO: Erin Rinehart, City Manager

FROM: Melissa Everett, Finance Director
Chrystal Davis, Assistant City Manager

Consider An **Ordinance Amending Chapter 31, The Comprehensive Fee Schedule, Effective October 1, 2024.**

BACKGROUND:

During the Annual Budget Process, city staff reviews Chapter 31, Comprehensive Fee Schedule to ensure changes which have occurred throughout the year are reflected in the adopted fee schedule, in addition to the adjustments approved by council during budget deliberations. The Fiscal Year 2025 Budget includes the following adjustments to fees for various services:

- Section B - An update to the service fees by Building Inspection
- Section D - Updates to Environmental Services Fees.
- Section G - A reorganization of the structure of the fees by Parks and Recreation
- Section J - An update to the General Fees by the Public Works Department
- Section K - Updates to Sanitation Fees
- Section O - An update to the State & Local Consolidation Fee as required by State Law and State Traffic Fees
- Section P - Updates to the Cross-Connection Control and Prevention Fees by Public Works Department
- Section Q - An update to the Green Fees at Indian Creek Golf Club

Changes to water and sewer fees will be presented to Council in the fall after the final Fiscal Year 2024 financial results are available. The current schedule to adopt those fees require them to be effective January 1, 2025.

Attached is a red-line version of Chapter 31, Comprehensive Fee Schedule, which includes all changes effective October 1, 2024.

STAFF RECOMMENDATION/ACTION DESIRED:

Staff recommends Council approve the ordinance amending Chapter 31, the Comprehensive Fee Schedule, effective October 1, 2024.

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARROLLTON, TEXAS, AMENDING CHAPTER 31, THE COMPREHENSIVE FEE SCHEDULE OF THE CARROLLTON CITY CODE; CONTAINING A SAVINGS CLAUSE AND A REPEALING CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE OF JANUARY 1, 2024.

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

SECTION 1

Chapter 31, Comprehensive Fee Schedule, of Title III, Administration, of the Carrollton Code of Ordinances is amended to read as follows:

CHAPTER 31. COMPREHENSIVE FEE SCHEDULE

Sec. 31.01. - Establishment of fees for city services.

The following fee schedule is hereby established and the following fees shall be charged for various services rendered by the city.

(A) *General fees.*

- (1) *General returned check, credit card and debit card fees:\$35.00*
- (2) *Fidelity Express returned check fees:\$38.50*

Checks, drafts or instruments tendered to the city for amounts owed to the city which are returned unpaid through the city depository as uncollected funds (excluding any occurrence resulting from any documentable depository error or omission).

- (3) *Collection agency fees:\$10.00*

Receivables owed to the city by individuals and businesses for over 60 days and for which two notices of amounts owed have been sent may be assigned to an outside agency for collection.

- (4) *Credit/debit card convenience fees, per transaction:2% of transaction*

Convenience fee and a \$5.00 transaction minimum to be assessed on all transactions except for those for Library and Parks and Recreation.

- (5) *Charges for providing copies of public information:*

Not to exceed charges as set by the State of Texas.

- (6) *After-hours services (per hour)\$40.00*

Services performed outside normal business hours are billed per employee per hour with a two-hour minimum charge. Equipment and materials are billed at normal hourly rates.

- (7) *After-hours administration fee:*\$25.00

Administrative fee assessed for processing charges for after-hours services.

(B) *Building inspection.*

- (1) *Project permits (includes plumbing, electrical and mechanical permits and certificate of occupancy fees):*

Application fee, nonrefundable\$125.00

New dwellings up to four units, per unit\$1,100.00

Pool or spa\$200.00

Temporary buildings and trailers\$75.00

New commercial, apartments, accessory, additions, remodels and finish-outs, per \$1,000.00 valuation (minimum \$125.00)\$6.00

Residential remodel\$125.00

- (2) *Specific permits:*

Annual permits, per year\$200.00

Banner\$25.00

Building (storage shed)\$50.00

Certificate of occupancy\$100.00

Demolition\$125.00

Electrical, per \$1,000.00 valuation (minimum \$75.00)\$4.00

Fence\$50.00

Fire sprinkler, per \$1,000.00 valuation (minimum \$75.00)\$4.00

Fire alarm, per \$1,000.00 valuation (minimum \$75.00)\$4.00

Irrigation, per \$1000.00 valuation (minimum \$75.00)\$4.00

Mechanical, per \$1,000.00 valuation (minimum \$75.00)\$4.00

Moving (structures in right-of-way)\$75.00

Plumbing, per \$1,000.00 valuation (minimum \$75.00)\$4.00

Real estate sign annual renewal\$50.00

Retaining wall\$50.00
Satellite dish\$50.00
Sign\$125.00
Rainwater harvesting\$25.00
Wind turbine\$75.00
Solar panel\$125.00
Special event—no food sales\$50.00
Special event—food sales50.00 per food vendor
Tent\$50.00
Curb cut\$100.00
Above/below grade storage tank installation or removal\$100.00_per tank
Mobile refueling, per address, per year\$250.00

(3) *Service fees:*

Inspection/engineering fees:

See Section 31.01 (C).1

Commercial permit storm water pollution protection plan inspection fee\$50.00

Commercial permit utility release processing fee\$50.00

Re-inspection\$50.00

Special inspection\$50.00

Temporary service/construction heat\$100.00

Snow cone stand removal deposit\$350.00

(Will be refunded in full provided the structure is removed at certificate of occupancy expiration. Un-refunded deposit will be used to defer cost of removal by city if necessary.)

Administrative process fee for special event, film, block party (except National Night Out) and parade permits\$25.00

~~(4) *Registration:*~~

~~Homebuilder directional signs, per year\$100.00~~

~~(5) *Appeal boards:*~~

Construction Advisory and Appeals Board\$200.00

~~Board of Adjustment, solar panel special exception\$25.00~~

Board of Adjustment, ~~all others~~\$200.00

(6.5) *Exceptions:*

- (a) Building permit and board filing fees are not required for facilities on property both owned and used by the following:
 - 1. Federal government.
 - 2. State government.
 - 3. County government.
 - 4. City government.
 - 5. Public school districts.
- (b) Building permit fees are not required for home construction projects built by the Carrollton-Farmers Branch Independent School District Trade School.
- (c) Fees are not required for permits issued to contractors hired by the city to clear visibility obstructions constructed legally prior to adoption of the Ordinance No. 1325, passed November 11, 1986 and referred to as the Visibility Ordinance.
- (d) Fees are exempted for work conducted in Neighborhood Empowerment Zones, as enumerated and established by Council Resolution #3608.

(C) *Engineering:*

(1) *Inspection fees:*

- (a) \$45.00 per hour with a minimum fee of \$90.00
- (b) Inspections occurring outside of normal business hours will incur a \$67.50 per hour fee with a minimum fee of \$135.00.
- (c) Grading Improvements – One hour per 170 square feet calculated at \$0.265 per square foot.
- (d) Water and/or Wastewater Improvements – One hour per 50 linear feet calculated at \$0.90 per linear foot.
- (e) Drainage Improvements – One hour per 50 linear feet calculated at \$0.90 per linear foot.
- (f) Paving Improvements – One hour per 170 square feet calculated at \$0.265 per square foot.
- (g) Sidewalk Improvements – One hour per 170 square feet calculated at \$0.265 per square foot.

(i) Screening Wall/Fence Improvements – One hour per 50 linear feet calculated at \$0.90 per linear foot.

(2) *Plan review:*

(a) Review of construction plans for infrastructure (streets, water, wastewater, storm drainage), per acre of development\$150.00

(b) Review of re-submittals of construction plans for infrastructure (streets, water, wastewater, storm drainage) for the fourth and each subsequent submittal\$250.00

(3) *Street signs and markings:*

Intersection signs and markings, per intersection\$435.00

Fire hydrant markers, per hydrant\$5.00

Street light assessment, per linear foot\$12.00

(D) *Environmental Services Department:*

(1) *Animal Services Division:*

City registration fees:

Dogs and cats, unaltered\$20.00/year

Dogs and cats neutered or spayed\$5.00/year

Dangerous dogs\$50.00/year

Potbellied pigs\$10.00/year

Duplicate (replacement) license tags\$2.00/each

Adoption fee\$5.00/animal (previously vetted)

Adoption fee\$10.00/animal (non-vetted)

Adoption fee\$60.00/pre-vetted animal

Overnight boarding fee\$10.00/day

Quarantine fee\$10.00/day

1st impoundment within a 12-month period\$20.00

2nd impoundment within a 12-month period\$50.00

3rd or more impoundment within a 12-month period\$100.00

Livestock impoundment fee\$50.00/head

Feed and care for livestock\$15.00/day

Owner's release to city\$20.00
Home quarantine checks for two visits\$30.00
Euthanasia of animals\$20.00
Rabies testing\$40.00
Vet clinic dead animal removal service\$50.00/month
Permit to keep chickens\$20.00/year

(2) *Environmental Quality Division*

Temporary food establishment permit for change of ownership, per 14 days
.....\$75.00

Food permits:

Heavy food prep establishment permit for heavy food prep establishments and mobile hot trucks, as defined under the Carrollton Food Establishment Policy, per year\$400.00

Light food prep establishment permit for light food prep establishments, mobile lunch trucks and food service carts, as defined under the Carrollton Food Establishment Policy, per year\$320.00

No food prep establishment permit and pre-packaged food mobile permit, as defined under the Carrollton Food Establishment Policy, per year\$200.00

Additional food establishment permit for each additional food service, food store, or food vending operation contained within a structure holding a heavy or light food prep establishment permit, per year\$300.00

Farmer's market permits:

Farmer's market operator permits, per year\$150.00

Farmer's market food vendor permit, per year\$50.00

Farmer's market concession vendor permit, per year\$100.00

State accredited food handlers certification\$10.00

Re-inspection fee for food establishments failing to meet code standards at first inspection, per hour, two-hour minimum~~\$40.00~~45.00

On-site food service worker class, per class\$80.00

Industrial pretreatment program (IPP):

IPP permit, per year\$400.00

IPP sampling and analysisActual cost + 15%

Administrative fee for IPP sampling and analysis, per event\$50.00

Spill response and cleanups:

Administrative fee for any spill response\$50.00

City conducted spill mitigation or cleanupActual cost + admin. fee

Sampling and analysis for complaints, spill and enforcement activities
.....Actual cost + 15%

Liquid waste hauler program (LWH):

LWH vehicle permit, per year\$150.00

LWH additional vehicle permit per owner, per year\$100.00

LWH trip ticket books\$25.00

On-site LWH inspection\$80.00

Late payment fee for any permit, spill response, inspection, sampling or IPP fee,
per month\$50.00

Follow-up re-inspection for noncompliance after initial inspection and re-
inspection (non-food establishments), per hour, two-hour minimum~~\$40.00~~45.00

~~Follow-up re-inspection fee for noncompliance after initial inspection and re-
inspection (single family and duplex residential property), per hour\$40.00~~

Municipal setting designation:

- (1) An application will not be accepted until the initial filing fee has been paid. An application will not be placed on a city council agenda until the additional processing fee has been paid.
- (2) The applicant shall pay the fees to the designated city official. The designated city official shall deposit fees received in the official city depository not later than the next business day following receipt of the funds.
- (3) No refund of the fees may be made.
- (4) The initial filing fee for a municipal setting designation ordinance is \$2,500.00. The applicant is further required to pay all fees associated with mailed and published notices of the application. The designated city official shall not mail notices or advertise the public meeting until the estimated cost of mailing notices and advertising the public meeting is paid by the applicant. The designated city official shall not place a municipal setting designation ordinance on a City Council agenda until an additional technical processing fee of \$5,000.00 is paid.

(4) *Pool code:*

Health permit fee for first pool at a location/facility\$100.00
per year

Health permit fee for each additional pool at a location/facility\$50.00
per year

Health permit fee for each spa at a location/facility\$50.00
per year

Health permit fee for first interactive water feature and fountain (IWFF) at a
location/facility\$150.00
per year

Health permit fee for each additional IWFF at a location/facility\$150.00
per year

(3) *Community Services Division*

Administrative fee for mowing and cleaning property and abating any
property maintenance violation, per violation \$150.00

Apartment license fee, per year, for each unit on premises (occupied or
unoccupied); \$13.00 per unit, minimum of \$250.00 per year

Single-family rental registration fee ~~\$50.00~~75.00 per year

Follow-up re-inspection fee for noncompliance after initial inspection and re-
inspection (single-family and duplex residential property), per hour
~~\$40.00~~45.00

Sign removal fee (as established in section 151.98), per sign \$30.00

Filing of compliance order at county court of record:

Standard filing by first class mail filing fee established by county plus
\$40.00

Expedited filing by next day personal delivery filing fee established by county
plus \$100.00

Hotel code:

Lodging License Fee (Hotel) per year, for each unit on premises (occupied or
unoccupied) \$13.00; minimum of \$250.00 per year

Bed and Breakfast Lodging License Fee...\$250.00 per year

Short-term Rental Lodging License Fee...\$250.00 per year

Re-inspection fee during license period, per hour \$45.00, two-hour
minimum

Appeals to Property Standards Board \$200.00

(E) *Fire.*

- (1) *Definitions.* For purposes of this division only, the following definitions shall apply:

.....

Nonresident: A nonresident is a person who does not reside within the city limits.

Resident: A resident is a person who resides within the city limits.

- (2) *Ambulance transport:*

Residents:

Basic life support\$750.00

Advanced life support, level 1\$850.00

Advanced life support, level 2\$950.00

Nonresidents:

Basic life support\$850.00

Advanced life support, level 1\$950.00

Advanced life support, level 2\$1050.00

These levels of transport are as defined in the Medicare Index.

- (3) *Disposable supplies fees:*

Basic life support\$200.00

Advanced life support\$400.00

Oxygen supplies\$150.00

- (4) *EMS mileage charge:*

Transporting persons by ambulance, per mile\$15.00

- (5) *Recovery from hazardous materials responses—natural gas line cuts by contractors:*

Engine:

First hour (or portion thereof)\$300.00

Per ¼ hour thereafter\$75.00

Truck:

First hour (or portion thereof)\$400.00

Per ¼ hour thereafter\$100.00

Medic:

First hour (or portion thereof)\$200.00

Per ¼ hour thereafter\$50.00

(6) *Inspection fees:*

After hours inspections\$50.00
per hour, two hour minimum

Re-inspection:

2nd reinspection\$50.00

3rd reinspection\$100.00

All after 3rd reinspection\$250.00
each

(7) *Facility fees:*

Hazardous materials facility\$250.00
per year

Materials recycling facility\$250.00
per year

Factory/industrial facility\$250.00
per year

Flammable/combustible storage facility\$250.00
per year

(F) *Library:*

(1) *Lost/damaged library material fees:*

Interlibrary loan materialsCost as assessed by lending library

Media case\$5.00

BinocularsActual cost

All other materialsActual price plus \$5.00 processing fee

(2) *Library service fees:*

Headphones\$4.00

Replacement library card fee\$1.00

Computer printing, per page\$0.15

Copier printing, per page\$0.15

Color Printing, per page.....\$0.50

Flash drives, eachcost plus \$0.05 rounded up to the next quarter dollar

(3) *Room rental fees:*

Josey Ranch Lake Library Meeting Room, per hour\$25.00

Josey Ranch Lake Library Environmental Classroom, per hour\$15.00

Josey Ranch Lake Library Conference RoomNo charge

Hebron & Josey Library Meeting Room 1, per hour\$15.00

Hebron & Josey Library Meeting Room 2, per hour\$25.00

Hebron & Josey Library Meeting Room 1 & 2, per hour\$25.00

Hebron & Josey Library Conference RoomNo charge

(4) *Full access library card:*

Annual memberships:

Residents of Carrollton and reciprocal partner citiesFree

City of Carrollton employeesFree

Nonresidents\$40.00

(G) *Parks and recreation.*

(1) *General fees:*

~~Replacement card \$5.00~~

~~Non-Residents of the City of Carrollton will pay an additional 10% of
Carrollton Resident fees rounded up to the nearest \$0.25. Leagues requiring team
registration will not be subject to resident/non-resident fees.~~

At the discretion of the Parks and Recreation Director or other City Manager
designee, residents from other cities may qualify for Carrollton resident fees when
a partnership is in place and is mutually beneficial to the City. Furthermore, fees for
services may be adjusted or waived, with City approval, when reimbursed by a
third party for fitness or health programs.

Programs:

Schedule of fees for classes and programs will be determined by the Director of
Parks and Recreation or other City Manager designee and will be made available
for review online and at the ~~recreation centers~~ facilities.

Non-Residents of the City of Carrollton participating in recreation classes or programs will pay an additional 25% ~~.... 10%~~ of Carrollton Resident fees rounded up to the nearest \$1.00 ~~\$0.25~~. Leagues requiring team registration will not be subject to resident/non-resident fees.

~~At the discretion of the Parks and Recreation Director or other City Manager designee, partnering cities' residents may receive Carrollton resident discount fees when mutually beneficial to the City.~~

Financial Assistance:

Financial assistance is provided to Residents of Carrollton based on their total household income. Qualifying residents are awarded \$50 per person within their household. Those funds can be used for up to 50% of program or membership fees only. reservations, permits or special events do not qualify for assistance.

Promotions:

Discounts may be allowed at the Parks and Recreations Director's discretion up to \$10.00 off or membership fees for 13 months for the price of 12 months.

Commercial use of parkland, Park Permit

~~As outlined in Chapter 133 Park Permits may be required for special park use. Park Permits are provided on an 'as is' term. Alterations or enhancements are at the discretion of the Parks and Recreation Director.~~

~~Per Occurrence-~~

~~Resident.... \$25.00-~~

~~Nonresident....\$35.00-~~

~~Annual per Individual-~~

~~Resident.... \$500.00-~~

~~Nonresident ...\$550.00-~~

~~(2) Memberships~~ (2) Membership, Resident fees – Includes: weight and cardio rooms, fitness equipment for members, and classrooms, except when reserved for rentals, city programming, or otherwise posted at the facility.

Additional amenities included in memberships which are facility specific:

Rosemeade Recreation Center: gyms, elevated track, Fitness on Demand, multi-purpose room, dance room, racquetball courts, and open play sports such as badminton, volleyball, basketball, and pickleball (as posted at the facility). Additionally, annual membership includes 8 hours of use per person in the esports center.

Crosby Recreation Center: gym, functional fitness room, open play sports such as volleyball, basketball, and pickleball (as posted at the facility). Additionally, annual membership includes 8 hours of use per person in the esports center.

Senior Center: various self interest groups (as posted at the facility).

City employee: ~~.....~~ No fee, but subject to federal taxation on value of individual rate

City employee family, up to four family members: ~~.....~~ is equal to the resident rate less the individual rate, and is subject to federal taxation on value of employee pass

Carrollton Corporate Membership~~.....~~: When a Carrollton business provides memberships on behalf of their employees, or employees of partnering Independent School Districts - ~~.....~~ is equal to the individual resident rate.

Non-Residents of the City of Carrollton will pay an additional 50% of Carrollton Resident fees rounded up to the nearest \$1.00

Active military on leave (for the duration of leave) ~~.....~~ \$5.00

Replacement card ~~.....~~ \$5.00

(2.1) All Access Recreation Center (Crosby, Rosemeade, and Senior Centers~~*)~~ fees:

Annual ~~Memberships:~~

Senior citizen (age 65~~+~~), ~~+~~ and youth \$55.00, ~~resident~~ \$45.00

~~Senior citizen (age 65+), nonresident~~ \$70.00

~~Youth (age 9—15), resident~~ \$40.00

~~Youth (age 9—15), nonresident~~ \$65.00

Adult (age 16—64), \$130.00, ~~resident~~ \$115.00

~~Adult (age 16—64), nonresident~~ \$165.00

Family, up to four family members \$250.00, ~~resident~~ \$200.00

~~Family, up to four family members, nonresident~~ \$285.00

Additional member on family membership \$30.00, ~~resident.....~~ \$20.00

~~Additional member on Family membership, nonresident.....\$25.00~~

Three ~~month~~months-memberships:

~~Senior citizen (age 65+),+) and youth ,resident \$25.00~~

~~Senior citizen (age 65+), nonresident \$35.00~~

~~Youth (age 9—15), resident \$20.00~~

~~Youth (age 9—15), nonresident \$30.00~~

~~Adult (age 16—64),) \$55.00, resident \$50.00~~

~~Adult (age 16—64), nonresident \$65.00~~

~~Family, up to four family members, resident \$75.00~~

~~Family, up to four family members, nonresident \$105.00~~

~~Additional member on family membership, resident \$10.00~~

~~Additional member on family membership, nonresident.....\$15.00~~

One month-memberships: -

~~Resident \$25.00.....\$20~~

~~Nonresident...\$25~~

DailyDay passes:

~~Senior citizen (age 65+) and youth (age 9—15),) ,resident \$5.00~~

~~Senior citizen (age 65+) and youth (age 9—15), nonresident \$8.00~~

~~Adult (age 16—64),) ,resident \$7.00~~

~~Adult (age 16—64), nonresident \$10.00~~

(2.2) Limited Use Recreation CenterMembershipsMembership fees:

Crosby Recreation Center ONLY:

Annual:

Senior citizen (age 65+) & Youth (age 9-15) \$45.00

Adult (age 16—64) \$95.00

Family, up to four family members \$175.00

Additional member on family membership \$20.00

Three months:

Senior citizen (age 65+) and youth (age 9-15) \$20.00

Adult (age 16—64) \$75.00

Day pass:

Senior citizen (age 65+) and youth (age 9-15) \$5.00

Adult (age 16—64) \$7.00

Carrollton Senior Center ONLY:

Annual \$30.00

Day \$5.00

Esports Center ONLY:

Resident:

~~Age 50—59~~

~~\$25.00 annually~~

~~\$9.00 for three months~~

~~Age 60—69~~

~~\$15.00 annually~~

~~\$6.00 for three months~~

~~Age 70+~~

~~\$10.00 lifetime~~

~~Day pass \$2.00~~

Nonresidents:

~~Age 50—59~~

~~\$40.00 annually~~

~~\$15.00 for three months~~

~~Age 60—69~~

~~\$30.00 annually~~

~~\$11.00 for three months~~

~~Age 70+~~

~~\$25.00 lifetime~~

~~(3) Esports Center:~~

~~1 Hour, resident, \$5.00~~

~~1 Hour, nonresident, \$5.50~~

~~5 Hours, resident, \$12.00~~

~~5 Hours, nonresident, \$13.25~~

~~20 Hours, resident, \$35.00~~

~~20 Hours, nonresident, \$38.50~~

~~50 Hours, resident, \$75.00~~

~~50 Hours, nonresident, \$82.50~~

~~(4) (3) Rentals, Resident fees: *Rental facilities fees:*~~

~~Parks and Recreation facility and property rentals for special events shall follow regulations outlined in Chapter Chapters 117, 130, and 133 of this Code of Ordinance, 31.B.2 and 117 of the Carrollton Municipal Code.~~

~~Special Events may be subject to additional fees within this Chapter.~~

~~Entire facility rentals allow exclusive/private use of the facility; however, at the discretion of the Parks and Recreation Director, some rooms and spaces may not be available. Non-Residents of the City of Carrollton will pay an additional 40% of Carrollton resident fees rounded up to the nearest \$1.00.~~

~~After hours rentals will be assessed staffing fees at a rate of \$25.00/hour/staff, and management will determine staffing needs based on times and event type. Some rentals, by Carrollton Municipal Code or at management's discretion, may require an off duty police officer at Police Department staffing rates.~~

~~Deposits for all rentals are \$100.00 for resident and \$125.00 for nonresident, per reservation unless otherwise noted. Deposits for multiple day reservations will be held until the final date on the reservation.~~

~~Audio Visual Equipment is \$25.00 for residents and \$35 for non-residents per rental unless otherwise noted.~~

~~Meeting Room Set-up and Clean-up is \$25.00/staff/hour for residents and \$35.00/staff/hour for nonresident unless otherwise noted.~~

~~Kitchen add-on in applicable facilities \$25.00/hour for resident and \$35.00/hour for nonresident. Damage Deposits for all rentals are \$100.00 for resident and \$125.00 for nonresident, per reservation unless otherwise noted. Deposits for multiple day reservations will be held until the final date on the reservation. Rentals in~~

accordance with Chapter 130.26 of this Code of Ordinance are subject to an additional \$200.00 damage deposit.

~~(3.1) Recreation Facilities: Events at City facilities in accordance with 130.26(B), (2), (c), (d), and (e); An additional \$200.00 for resident and \$250.00 for nonresident deposit is required.~~

Entire facility rentals allow exclusive/private use of the facility; however, at the discretion of the Parks and Recreation Director, some rooms and spaces may not be available.

After-hours rentals will be assessed staffing fees at a rate of \$25.00/hour/staff, and management will determine staffing needs based on times and event type. Some rentals, by Carrollton Municipal Code or at management's discretion, may require an off-duty police officer at Police Department staffing rates.

Audio Visual Equipment is \$25.00 per rental unless otherwise noted.

Meeting Room Set-up and Clean-up is \$50.00/rental ~~date unless~~ date unless otherwise noted. Set-up and Clean-up requests are at the discretion of the Parks and Recreation Director and are dependent upon size and staff availability.

Kitchen add-on in applicable facilities \$25.00/hour.

Crosby Recreation Center, resident hourly fees

Resident:

Entire facility, after hours only (deposit \$250.00)..... \$250.00/hour

Broadway and Pioneer Rooms \$30.00, per hour \$25.00

Trinity Room \$90.00, per hour \$85.00

Esports Room , per hour \$150.00

Esports Room, Tournament day rate , full day \$1,000.00

Gym, per half court \$40.00, per hour \$35.00

Gym, per full court \$65.00, per hour \$60.00

Nonresident:

Entire facility, after hours only (deposit \$300.00)..... \$300.00/hour

Broadway and Pioneer Rooms per hour \$35.00

Trinity Room, per hour \$115.00

~~Esports Room, per hour \$175.00~~
~~Esports Room, full day \$1,100.00~~
~~Gym, per half court, per hour \$50.00~~
~~Gym, per full court, per hour \$75.00~~

Rosemeade Recreation Center- resident hourly fees

Resident:

~~Entire facility, after hours only, (deposit \$250.00) \$250.00/hour~~
~~Armadillo, Bobcat, & Mustang Rooms \$30.00 per hour \$25.00~~
~~Bobcat & Multi-purpose Rooms \$35.00~~
~~Dance room/Room \$90.00, per hour \$85.00~~
~~Esports Room per hour \$150.00~~
~~Esports Room, Tournament day rate full day \$1000.00~~
~~Gym, per half court \$40.00, per hour \$35.00~~
~~Gym, per full court, per hour \$65.00 \$60.00~~

Josey Ranch Lake Senior Center, resident hourly fees:

Resident

Texas Room, day rate, Day Rate (10 hours) (\$250.00 deposit) \$1,800.00
Texas Room, 3 hour minimum —three-hour minimum, per hour (\$250.00 deposit) \$250.00 \$200.00
Texas Room A per hour \$70.00
Texas Room B per hour (\$150.00 deposit) \$150.00
Round-Up Room per hour \$60.00
Tumbleweed Room per hour \$15.00
Blue Bonnet and Lone Star Rooms per hour \$25.00

Elm Fork Nature Center, resident hourly fee (to include interior classroom, restroom, and outdoor patio ONLY, \$75.00

(3.2) Parks:

Park Permit:

As outlined in Chapter 133 of this Code of Ordinance, Park Permits may be required for special park use. Park Permits are provided on an 'as is' term for property and amenities at the requested location. Alterations or enhancements are at the discretion of the Parks and Recreation Director. Park Permits are not subject to a Damage Deposit; however, maybe liable for damages during permit duration.

Resident fees:

Per Occurrence \$25.00

Annual per Individual \$500.00

Lone Star Room, per hour \$25.00

Nonresident:-

Texas Room Day Rate (10 hours) (\$300.00 deposit) \$2,500.00

Texas Room—three-hour minimum, per hour (300.00 deposit) \$280.00

Texas Room A, per hour..... \$90.00

Texas Room B, per hour (\$200.00 deposit) \$180.00

Round Up Room, per hour \$80.00

Tumbleweed Room, per hour \$25.00

Blue Bonnet Room, per hour..... \$35.00

Lone Star Room, per hour \$35.00

~~Multi purpose, per hour \$35.00~~

Nonresident:

~~Entire facility, after hours only (deposit \$300.00)..... \$300.00/hour~~

~~Armadillo, Bobcat, & Mustang Rooms per hour \$35.00~~

Dance room, per hour \$115.00
Esports Room, per hour \$175.00
Esports Room, per day \$1100.00
Gym, per half court, per hour \$50.00
Gym, per full court, per hour \$75.00
Multi-purpose, per hour \$50.00

Carrollton Amphitheater, resident hourly fee: (includes restrooms and lights)
~~\$50.00~~

~~Resident, per hour \$30.00~~

~~Nonresident, per hour \$40.00~~

Mary Heads Carter Park Pavilion, resident hourly fee: (Pavilion Only) \$50.00

~~Resident, per hour \$50.00~~

~~Nonresident, per hour \$60.00~~

McInnish and Josey Ranch Sports Complex resident fees:

5K rentals/Events \$400.00 for the first four hours,
plus \$75.00 each additional hour

Gazebo in Historic Downtown Carrollton, resident hourly fee: ~~(Historic Downtown Carrollton and includes)~~ includes green space inside the public sidewalks around the Square) \$120.00

~~Resident, per hour \$65.00~~

~~Nonresident, per hour \$75.00~~

~~*Josey Ranch Lake Senior Center:*~~

~~——Resident~~

~~Texas Room Day Rate (10 hours) (\$250.00 deposit) \$1,800.00~~

~~Texas Room three-hour minimum, per hour (\$250.00 deposit) \$200.00~~

~~Texas Room A, per hour \$70.00~~

~~Texas Room B, per hour (\$150.00 deposit) \$150.00~~

~~Round-Up Room, per hour \$60.00~~

~~Tumbleweed Room, per hour \$15.00~~

~~Blue Bonnet Room, per hour \$25.00~~

~~Lone Star Room, per hour \$25.00~~

~~Nonresident:~~

~~Texas Room Day Rate (10 hours) (\$300.00 deposit) \$2,500.00~~

~~Texas Room —three-hour minimum, per hour (300.00 deposit) \$280.00~~

~~Texas Room A, per hour..... \$90.00~~

~~Texas Room B, per hour (\$200.00 deposit) \$180.00~~

~~Round-Up Room, per hour \$80.00~~

~~Tumbleweed Room, per hour \$25.00~~

~~Blue Bonnet Room, per hour..... \$35.00~~

~~Lone Star Room, per hour \$35.00~~

~~Museum fees:~~

~~Museum fees, A.W. Perry Homestead Museum, resident hourly fee: (includes exterior of house and barn within the paved pathway outlining the buildings, gazebo and restrooms) \$120.00~~

~~Grounds (to include Exterior only of House and Barn; the Gazebo and Restroom)~~

~~Commercial photography (Use of Grounds, up to three hours)~~

~~Resident, per hour \$200.00~~

~~Nonresident, per hour ...\$250.00~~

~~Each additional hour~~

~~Resident \$75.00~~

~~Nonresident \$100.00~~

~~Ten-hour day rate (commercial photography)~~

~~Resident \$500.00~~

~~Nonresident ... \$575.00~~

~~Elm Fork Nature Center (to include Interior classroom, restroom, and outdoor patio only)~~

~~Resident, per hour...\$75~~

~~Nonresident, per hour...\$85~~

(54) ~~Pool~~ Rosemeade Rainforest fees:

Pool use fees:

~~Rosemeade Swimming Complex:~~

Admission resident, per person, weekdays \$5.00

Admission resident, per person, weekends \$6.00

Admission nonresident, per person, weekdays \$9.00

Admission nonresident, per person, weekends \$10.00

Age 2 and under Free

Passes:

~~Rosemeade Swimming Complex:~~

Book of 20 passes (individual, resident) \$90.00

Book of 20 passes (individual, nonresident) \$120.00

Individual season pass (resident) \$50.00

Individual season pass (nonresident) \$60.00

Family season pass up to four family members, resident (photo ID required) \$120.00

Family season pass up to four family members, nonresident (photo ID required) \$150.00

Family season pass add-on, per additional member, resident (photo ID required) \$10.00

Family season pass add-on, per additional member, nonresident (photo ID required) \$15.00

Pool rental fees:

~~Rosemeade Rainforest or Rosemeade Main Pool:~~

Resident Guests	2 Hours	4 Hours
1—200	\$400.00	\$800.00
Over 200	\$550.00	\$1,100.00
Nonresident Guests	2 Hours	4 Hours
1—200	\$550.00	\$1,100.00
Over 200	\$700.00	\$1,400.00

Additional lifeguard, per hour \$25.00

Party table (8' or 10') rentals per hour (resident) weekends \$10.00

Party table (8' or 10') rentals per hour (nonresident) weekends \$15.00

(6) *Athletic Facility fees:*

General fees:

Sports field, per field (resident) \$30.00/hour

Sports field, per field (nonresident) \$35.00/hour

Sports field, per complex (resident), per day \$800.00

Sports field, per complex (nonresident), per day \$1,000.00

Sports field lighting, per field, per hour \$20.00

Sports field professional use fee, per hour... \$100.00 with a minimum of \$350.00 per use.

Sand beach volleyball rental (no deposit required), per day/per court (resident) \$15.00

Sand beach volleyball rental (no deposit required), per day/per court (nonresident) \$20.00

Field/event preparation, per hour, per worker \$25.00

Youth Association field rental no-show, per occurrence, per field \$25.00

Tournament deposit \$500.00

Gate fee Agreement through contract

Concession, promotional sales, and gate fee Agreed percent by contract

Baseball/softball practice field rental program member rates:

Annual membership (team) \$300.00

Annual membership (league/organization) \$750.00

Member sports field rental, per field, per hour \$20.00

Member sports field lighting, per field, per hour \$15.00

Scoreboard/equipment agreement:

Replacement cost (if damaged or lost) Actual cost to repair or replace

Scoreboard controller deposit \$50.00

Keys:

Repair or replacement Actual cost

Special events, for profit:

Deposit (depending on size of event) \$2,500.00 to \$5,000.00

Rental fee, per complex \$2,500.00

Field preparation, per hour/~~staff/per complex~~ \$25.00

Concession, promotional sales, and gate fee Agreement through contract

(7) *Oak Creek Tennis Center, resident fees:*

Non-Residents of the City of Carrollton will pay an additional 25% (for programs) and 40% (for rentals) of Carrollton resident fees rounded up to the nearest \$1.00. Leagues requiring team registration will not be subject to non-resident fees.

Programs:

Schedule of fees for classes and programs will be determined by written agreement, Parks and Recreation Director or other City Manager designee and will be made available for review online and at the facility.

Court reservation Day pass fees:

~~Per Resident, per 1.5 hours, per person, up to four players \$2.00 - \$5.00~~

~~Rental: Nonresident, per 1.5 hours, per person, up to four players \$3.00 - \$6.00~~

Ball machine ~~rentals~~ rental (includes facility entry):

Hourly s (includes facility fees):

Resident:

~~One hour \$10.00 - \$25.00~~

Monthly *Nonresident:*

~~One hour \$15.00 - \$30.00~~

Ball machine packages (includes facility fees):

Resident:

~~Monthly pass \$40.00 - \$55.00~~

Nonresident:

~~Monthly pass \$45.00 - \$60.00~~

Satellite courts, hourly/court, ~~Off site tennis court fees, per one hour, per court (resident)~~ \$2.00 - \$5.00

~~Off site tennis court fees, per one hour, per court (nonresident) \$3.00 - \$6.00~~

(8) *Tree ordinance fee:*

Mitigation, per caliper inch \$225.00

(H) *Planning.*

(1) Preliminary plat or final plat\$500.00

(2) Administrative plat, amending plat, conveyance plat or re-plat\$300.00

(3) Technical site plan\$500.00

As-built prints:

11" x 17"\$1.50

18" x 24"\$2.00

36" x 24"\$3.00

(4) Zoning change:

Special use permit for a restaurant with a private club\$650.00

Planned developments\$1,000.00

All other special use permits and zoning changes\$500.00

(5) Zoning verification letters: \$50.00

- (6) Comprehensive plan amendment\$500.00
- (7) Miscellaneous planning applications:
 - Median variance\$500.00
 - Alternate facade\$500.00
 - Alternate landscape plan\$500.00
 - Sidewalk waiver\$500.00
 - Tree preservation\$130.00
 - All other requests\$130.00
- (8) Documents and maps:
 - Maps, up to 36" x 48"\$10.00
 - Copies of enlarged plans from applications:
 - 11" x 17"\$1.50
 - 18" x 24"\$2.00
 - 36" x 24"\$3.00
- (I) *Police*.
 - (1) *Definitions*:
 - Initial permit*. An initial permit is an alarm permit issued for a period of one year.
 - Renewal permit*. A renewal permit is an alarm permit issued by the city before the expiration of an initial or renewal permit. The renewal permit effective date is the anniversary date of the prior permit. After expiration of a permit, it may not be renewed and a new initial permit must be obtained.
 - (2) *Permits*:
 - Commercial alarm permits, per year:
 - Initial permit\$75.00
 - Renewal permit\$50.00
 - Residential alarm permits, per year:
 - Initial permit\$50.00
 - Renewal permit\$25.00
 - Alarm permit revocation appeal fee\$25.00

Handbills, per six-month period\$50.00

Solicitors, per six-month period\$50.00

Individual solicitor certificate, per six month period\$10.00

Individual handbill distributor certificate, per six month period\$10.00

(3) *Alarm system false alarm fees:*

False burglar alarm response charge based on number of false alarm responses in the previous 12-month period:

1st to 3rdNo charge

4th and 5th\$50.00

6th and 7th\$75.00

8th and more\$100.00

False alarm (other than burglar) response charge based on number of false alarm responses in the previous 12-month period:

1st and 2ndNo charge

3rd and more\$100.00

(4) *Other fees:*

Fingerprinting fee, per fingerprint card\$10.00

Clearance letter\$4.00

Clearance letter—notarized\$5.00

(J) *Public Works Department.*

(1) *Water connection (tap) fees:*

(a) *Single-family residential:*

New services:

When the developer provides 1" copper service, meter box and connection:

¾" meter\$65.00

1" meter\$125.00

Existing services:

Where there is an existing 1" copper service to the property with a ¾" meter and the customer wishes to have a 1" meter installed\$860.0
(includes the 1" meter,
1" loop and new meter can)

In the absence of a 1" water service to the property, the City's total cost of materials, labor and equipment costs (includes the 1" meter, the 1" loop and new meter can)

For any service larger than 1", the cost shall be the city's total cost of materials, labor and equipment.

Section 52.075, relating to impact fees, is not applicable where existing service to an existing structure is increased to a 1" or 1 ½" meter.

- (b) *Multi-family, commercial, industrial, retail, office or any other nonresidential use:*

New service:

All new commercial service shall be provided by owner.

Existing services:

- 1) All new commercial services shall be provided by owner.
- 2) Any modifications to the meter for the existing water services may be provided by the city and the cost shall be the city's total cost of materials, labor and equipment.

- (2) *Sewer connection (tap) fees:*

Single-family residential:

When the developer provides the service:

4" service\$65.00

6" service\$125.00

Complete service provided by cityTotal cost of
materials, labor
and equipment

Multi-family, commercial, industrial or retail establishmentsTotal cost
of
materials, labor
and equipment

- (3) *Public Works general repair services:*

Sewer service call (normal business hours)\$75.00

Sewer service call (after hours)\$150.00

Public Works services during normal and after hours (excluding (J)(1), (2), and (3) above)\$50.00

per employee, per hour,
two hour minimum charge,
equipment at the standard hourly rate,
any applicable material costs

(4) *Use of public rights-of-way:*

For the purposes of this subsection only, the following definitions shall apply:

Facilities: The term "facilities" includes any and all structures and equipment installed in or on the public rights-of-way and includes property owned, operated, leased, licensed, used, controlled, or supplied by, for, or in connection with any person.

Person: The term "person" includes any corporation, government or governmental subdivision or agency, business trust, estate, trust, partnership, association, and any other legal entity.

Rights-of-way: The term "rights-of-way" means the surface of, and the space above and below a public street, road, highway, freeway, land, path, public way or place, alley, court, boulevard, parkway, drive, or other easement now or hereafter held by or under the control of the city, in which the city holds the property rights.

Each person, other than a certificated telecommunications provider, as that term is defined in § 283.002 of the Texas Local Government Code, or a wireless service provider, as the term is defined in § 284.002 of the Texas Local Government Code, or a governmental entity providing just compensation pursuant to an interlocal agreement, shall pay to the city, on an annual basis, \$1.00 per linear foot of city's rights-of-way occupied by said person's facilities, plus an annual fee of \$1,000.00 per public street crossing, such amounts to be payable in advance of the construction, installation, purchase, use, lease, operation, or control of any facilities in the right-of-way.

No public utility holding a franchise agreement with the city providing for different terms of compensation shall be required to pay the fee designated herein.

Pursuant to Chapter 284 of the Texas Local Government Code, the follow fees shall apply:

Application fee:

Network nodes (first five nodes)\$500.00

For each additional node from six up to 30 in the same application
.....\$250.00/node

Node support pole\$1,000.00/pole

Annual rental fee:

Network nodes\$250.00/node

Pole attachment rent\$20.00/pole

Fees may be increased by ½ annual CPI for All Urban Consumers for Texas.
Based line rate is February 2017(CPI-U = 243.603).

(5) *Line locate excavation fee:*

During normal business hoursTotal cost of
labor, materials
and equipment

(6) *General fees:*

Fire hydrant rehabilitation/sales\$800.00

Application for right-of-way/easement abandonment\$130.00

Bacteriological water sampling\$75.00

Water meter testing for other ~~municipalities~~ entities (not for City of Carrollton
water service customers):

5/8" meter\$30.00

1" meter\$45.00

1.5" meter\$100.00

2" meter\$125.00

(K) *Solid waste.*

(1) *Residential collection service:*

Base services including trash, bulk, recycling, and hazardous waste, per month

~~\$23.15~~24.00

Extra trash container, per month, per cart~~\$9.33~~9.61

Special bulk pick-up, non-trash day\$30.00 each

Landfill drop off, paid at gate\$15.00 each

(2) *Apartments or apartment house* shall mean a multi-family dwelling as that is defined in Chapter 96 of this Code. Each apartment house serviced by commercial dumpster collection will incur the cost of the service provided plus an additional administrative service fee.

Administrative service fee17.5% of the total costs of services provided.

Front Load Apartment Services Amount/ Times per Week	1X	2X	3X	4X	5x	6X
3YD	\$43.44 2.18	\$83.59 1.16	\$115.88 112.51	\$162.23 157.51	\$220.18 13.77	\$289.71 81.27
4YD	\$48.12 6.71	\$112.00 108.74	\$132.48 128.62	\$166.87 162.01	\$210.25 04.12	\$289.71 81.27
6YD	\$95.97 3.18	\$196.60 190.88	\$233.70 226.89	\$298.52 289.82	\$373.14 62.27	\$447.77 34.73
5YD	\$ 107.24 04.12	\$ 247.27 40.07	\$317.47 308.23	\$425.01 412.64	\$531.29 15.81	\$637.57 19.00
2 YD Compactor	\$192.64 187.03 per collection					

Apartment roll-offs:

20 yard ~~\$381.09~~369.99

30 yard ~~\$421.76~~409.48

40 yard~~\$445.81~~432.83

30 yard compactor roll-off \$399.95

34/35 yard compactor roll-off ~~\$466.60~~453.01

42 yard compactor roll-off~~\$476.14~~462.27

Extra yards\$35.00 per yard

Delivery of container\$100.00

Removal of container\$100.00

Relocation of container\$100.00

Dry run\$100.00 (container is blocked and service cannot be provided).

Extra pickup:

3 yard ~~\$43.44~~ ~~42.18~~

4 yard ~~\$56.10~~ ~~46.40~~

6 yard ~~\$75.07~~ ~~51.04~~

8 yard ~~\$100.37~~ ~~56.15~~

Container change out fee:

First 2 change outs per year\$200

3rd or subsequent change out per year\$350

(3) *Commercial/apartment mixed use sharing a solid waste container:* Services by commercial dumpster collection will incur base costs plus additional charges for the service level provided at the same rates for apartments. Apartment customers may request additional service or containers for additional costs as outlined in section (K)2.

(4) *Commercial and retail service (for locations that cannot be serviced with typical commercial methods):*

Automated cart, per month, per cart\$ ~~24.00~~ ~~23.15~~

~~Fee for~~ ~~Fee for~~ *inadequate number of carts or frequency of collection resulting in container spillage or overflow:*

Administrative fee for inadequate sanitation response\$50.00 + ~~17~~ ~~3~~% administrative fee

(L) *Tax.*

Mobile homes, per lot, per year\$1.00

Tax certificates\$10.00

(M) *Traffic and transportation.*

Parade permit: - \$25.00

Block party permit (except National Night out)\$25.00

Film permit:

Application fee\$25.00

Total or disruptive use (regular operating hours) of a public building, park, right-of-way, or public area, per calendar day\$500.00

Partial non-disruptive use of a public building, park, right-of-way, or public area, per calendar day\$250.00

Total closure or obstruction of public street or right-of-way, including parking lots and on-street parking (for filming purposes), per block, per calendar day\$50.00

Partial closure or obstruction of public street or right-of-way, including parking lots and on-street parking (for filming purposes), per block, per calendar day\$25.00

Use of city parking lots, parking areas, and city streets (for the purpose of parking film trailers, buses, catering trucks, and other large vehicles), per block or lot, per calendar day\$50.00

(N) *Utility billing*.

(1) *Water service*:

(a) Minimum monthly charges, including the first 2,000 gallons of use:

Single-family residential domestic and irrigation use\$15.51

Commercial (including apartments and portable meters), industrial and commercial irrigation use:

5/8" meter\$15.81

1" meter\$24.36

1.5" meter\$38.65

2" meter\$55.78

3" meter\$101.44

4" meter\$152.82

6" meter\$295.58

8" meter\$466.89

10" meter\$666.75

Fire line—regardless of size\$76.38

(b) Single-family residential domestic use, over the 2,000 gallons included in the minimum charge:

For meter readings taken in the months of October through April:

All use over 2,000 gallons, per 1,000 gallons\$3.67

For meter readings taken in the months of May through September:

Next 8,000 gallons, per 1,000 gallons\$3.67

Next 15,000 gallons, per 1,000 gallons\$4.93

All use over 25,000 gallons, per 1,000 gallons\$6.15

(c) Irrigation use, over the 2,000 gallons included in the minimum charge:

Next 23,000 gallons, per 1,000 gallons\$3.91

Next 25,000 gallons, per 1,000 gallons\$4.66

Next 50,000 gallons per 1,000 gallons\$5.28

Next 100,000 gallons per 1,000 gallons\$5.94

All use over 200,000 gallons, per 1,000 gallons\$6.63

(d) Commercial use (including apartments and portable meters), over the 2,000 gallons included in the minimum charge:

All use over 2,000 gallons, per 1,000 gallons\$2.66

(e) Industrial use, over the 2,000 gallon included in the minimum charge:

All use over 2,000 gallons, per 1,000 gallons\$2.35

Industrial use rates for water service will apply to customers in the business of assembly or manufacturing of goods and for which water usage equals or exceeds 750,000 gallons per month for nine out of 12 months in a year.

(2) Sewer service:

(a) Residential use:

First 2,000 gallons, minimum\$17.15

All use over 2,000 gallons, per 1,000 gallons\$3.99

(b) Commercial (including apartments), industrial and irrigation minimum monthly charges, including the first 2,000 gallons of use:

5/8" meter\$17.30

1" meter\$25.06

1.5" meter\$37.92

2" meter\$53.32

3" meter\$94.48

4" meter\$141.14

6" meter\$269.21

8" meter\$423.43

10" meter\$603.32

(c) Commercial and industrial use:

All use over 2,000 gallons, per 1,000 gallons\$4.06

(d) Sewer billing provisions:

1. As it is generally not practical to meter sewage flows from individual service locations, the following provisions apply for billing sewage volume:

.....

a. Dedicated fire line, irrigation service and portable meters customers do not have sewer use and accordingly will not be charged for sewer treatment.

b. Residential sewer use is calculated using the average water consumption for meter readings taken in the months of January, February and March as the estimated sewer volume per month (winter average approach).

c. New residential service will be assumed to use 8,000 gallons per month until a winter average can be established. If water use for new service is below 8,000 gallons per month for the first three months of service, the customer may request that the average for the first three months of service be used to estimate sewer volume until a winter average is established.

d. Commercial and industrial customers sewer use will be deemed the same as water consumption unless customer can demonstrate that a significant portion of water consumption is not flowing into the sanitary sewer system and agrees to install a deduct meter.

(3) *Service deposits:*

Residential service accounts\$75.00

Apartments, per unit\$75.00

Commercial accountsThe larger of \$1000 or one-sixth of the annual average bill at the service location.

~~of \$100.00 or~~

~~one-sixth of the annual average~~

~~bill at the service location~~

Portable meters\$1,900.00

An increased security deposit, in an amount of three times the average monthly bill at the location to be served, for any class of service, shall be required when there is a substantial risk of financial loss to the city.

(4) *Utility service fees:*

Interruption day service fee on past due accounts\$25.00

Repair/replacement of portable meter and related fixturesMaterials plus labor

Notice of pending disconnect for any nonpayment\$25.00

Service connection fee\$15.00

Service connection expedited service, same day service\$75.00

Service connection expedited service, after hours connection\$75.00

Service connection expedited service, next day service\$55.00

Portable fire hydrant meter billings when no monthly read submitted\$250.00
monthly fee plus water usage to be billed when read received.

Two (2) no read fees within a 6 month time frame will result in the meter being repossessed.

Pull and test meter at customer's request

Residential\$100.00, prepaid

Commercial\$200.00, prepaid

If testing proves a defect with the meter, the prepaid fee will be credited to the customer's bill with the next billing cycle.

Multiple attempts for restoration of services, after the 2nd attempt, customer must be present at the service location\$40.00
per attempt

After hours restoration of service.. Fee to restore service when past due payment is collected and meter is contained within a meter can\$60.00
Fee to restore service when past due payment is collected and meter is contained within a meter vault.....\$180.00
Availability of after hour services limited to:

Restores:

5:30 p.m. to 9:00 p.m. weekdays

12:00 p.m. to 5:00 p.m. weekends and holidays

Sewer requests:

After 3 p.m. weekdays

24 hours a day weekends and holidays.

(O) *Municipal court.*

- (1) ~~The Municipality shall by ordinance prescribe the collection of a fine in accordance with Art. 45.203 of the Criminal Code of Procedure as amended.~~ *State Consolidated Fee:* The Municipal Court shall assess a fee to be allocated in accordance with Texas Local Government Code Sec. 133.102, as amended.
- (2) *Local Consolidation Fee:* The Municipal Court shall assess a fee to be allocated in accordance with Texas Local Government Code Sec. 134.103 ~~of the Local Government Code,~~ as amended.
- (3) *State Traffic ~~Fee~~ Fine:* The Municipal Court shall assess a fee in accordance with Texas Transportation Code Sec. ~~545.403~~ 542.4031, as amended.
- (4) *Local Traffic Fine:* The Municipal Court shall assess a fine in accordance with Texas Transportation Code Sec. 542.403, as amended.
- (5) *Child Safety Fee:* The Municipal Court shall assess a fee in accordance with Texas Code of Criminal Procedure Art. 102.014, as amended.
- (6) *Reimbursement Fees For Services of Peace Officers:* The Municipal Court shall assess a fee in accordance with Texas Code of Criminal Procedure Art. 102.011, as amended.
- (7) *Juvenile Delinquency Prevention Fine:* The Municipal Court shall assess a fine in accordance with Texas Code of Criminal Procedure Art. 102.0171, as amended.
- (8) *Time Payment Reimbursement Fee:* The Municipal Court shall assess a fee in accordance with Texas Code of Criminal Procedure Art. 102.030, as amended.
- (9) *Local Youth Diversion Administrative Fee:* The Municipal Court shall assess a fee in accordance with Texas Code of Criminal Procedure Art. 45.312, as amended.
- (10) *Failure to Appear Fee:* The Municipal Court shall assess a fee in accordance with Texas Code of Criminal Procedure Art. 45.026, Art. 45.050, Art. 45.203, or Art. 45A.264, as each may be amended.

(P) *Cross-connection control and prevention fees:*

(1) *Backflow prevention assembly registration fees:*

There is an annual nonrefundable registration fee for each nonresidential backflow prevention assembly device, per each separate device (not applicable to organizations zoned single family related to the beautification of entrances)
.....\$35.00

(2) *Regulatory authority testing fee:*

- (a) Fee for a backflow prevention assembly test, for each separate test\$100.00
- (b) Fee for a backflow prevention assembly retest, for each retest performed\$50.00

(3) *Certified backflow prevention assembly tester registration fee:*

Annual registration fee for approved testers shall be a nonrefundable fee of
.....\$75.00

(4) *Testing form booklet fees:*

Fee for a testing form booklet of 30 test forms, each\$25.00

(5) *Private contractors testing fees:*

There shall be no additional charges by the city for testing conducted by "private" contractors.

(6) *Backflow prevention test report late fee, per account:\$50.00*

(Q) *Indian Creek Golf Club.*

Holidays: Memorial Day, July 4th and Labor Day

Reservation Policy: Carrollton residents may reserve tee times ten days in advance; general public may book tee times seven days in advance.

(1) *Green fees:*

	Creek Course	Lakes Course
Weekday (Monday—Thursday, not holidays)		
Open—1:00	\$10.00— \$55 45.00	\$10.00— \$45 35.00

1:00—4:00	\$10.00— \$55 45.00	\$10.00— \$45 35.00
After 4:00	\$5.00— \$45 35.00	\$5.00— \$35 25.00
9 Hole Rate	\$5.00— \$50 40.00	\$5.00— \$40 30.00
Junior/Senior/Veteran (Monday-Friday), Junior=age 21 and under, Senior=age 60 and over	\$5.00— \$50 40.00	\$5.00— \$40 30.00
Weekend (Friday—Sunday and Holidays)		
Open—1:00	\$10.00— \$65 55.00	\$10.00— \$55 45.00
1:00—4:00	\$10.00— \$65 55.00	\$10.00— \$55 45.00
After 4:00	\$5.00— \$45 35.00	\$5.00— \$35 25.00
9 hole rate	\$5.00— \$50 40.00	\$5.00— \$40 30.00

Resident Discount\$5.00 off

Anytime, excluding leagues

Discount is provided to Carrollton residents with proof of residence

(2) *Cart fees:*

Weekday and weekend\$5.00—~~\$25~~0.00

(3) *Range fees:*

Practice bag\$3.00—\$~~20~~15.00

(4) *Player improvement program*\$30.00—\$~~145~~25.00 per month

(5) *Tournament and special events:*

	Creek Course	Lakes Course
Weekday	\$10.00— \$85 75.00	\$10.00— \$85 75.00
Weekend	\$10.00— \$85 75.00	\$10.00— \$85 75.00

(6) *Clubhouse/pavilion rental:* \$50.00—\$200.00/hour

(7) *Annual pass programs:*\$600.00 to \$3,600.00

(R) Failure to pay any fee provided for herein shall be a misdemeanor punishable by a fine as provided in section 10.99.

(S) Allegation and evidence of a culpable mental state is not required for proof of an offense as defined by this subsection.

(T) The city shall not be required to pay any fee herein.

(U) All construction fees, including building permit fees, impact fees, platting fees and project permit fees (fences, electrical, plumbing, etc.) shall be waived for any property which is located within a Neighborhood Empowerment Zone. Such waiver is applicable to new development or construction, and renovation, repair or rehabilitation of an existing structure.

Such waiver shall not apply to:

- Any fees related to the use of a city facility; or
- Any fees associated with the Apartment Crime Reduction Program; or
- Any fees associated with the Single-Family Rental Inspection Program; or
- Any fines or penalties related to any enforcement action of the City of Carrollton; or
- Any parade or special event permit fees.

(V) *City Secretary.*

(1) Charges for issuance of the TABC permit: Not to exceed charges as set by the State of Texas.

SECTION 2

All Ordinances or parts of Ordinances inconsistent or in conflict with this Ordinance shall be and are hereby repealed.

SECTION 3

Save and except as amended by this Ordinance, all other Ordinances of the City of Carrollton, Texas shall remain in full force and effect.

SECTION 4

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

SECTION 5

This ordinance shall take effect from and after October 1, 2024.

PASSED AND APPROVED THIS 10th DAY OF SEPTEMBER 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

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARROLLTON, TEXAS, AMENDING CHAPTER 31, THE COMPREHENSIVE FEE SCHEDULE OF THE CARROLLTON CITY CODE; CONTAINING A SAVINGS CLAUSE AND A REPEALING CLAUSE; AND PROVIDING FOR AN EFFECTIVE DATE OF JANUARY 1, 2024.

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

SECTION 1

Chapter 31, Comprehensive Fee Schedule, of Title III, Administration, of the Carrollton Code of Ordinances is amended to read as follows:

CHAPTER 31. COMPREHENSIVE FEE SCHEDULE

Sec. 31.01. - Establishment of fees for city services.

The following fee schedule is hereby established and the following fees shall be charged for various services rendered by the city.

(A) *General fees.*

- (1) *General returned check, credit card and debit card fees:\$35.00*
- (2) *Fidelity Express returned check fees:\$38.50*

Checks, drafts or instruments tendered to the city for amounts owed to the city which are returned unpaid through the city depository as uncollected funds (excluding any occurrence resulting from any documentable depository error or omission).

- (3) *Collection agency fees:\$10.00*

Receivables owed to the city by individuals and businesses for over 60 days and for which two notices of amounts owed have been sent may be assigned to an outside agency for collection.

- (4) *Credit/debit card convenience fees, per transaction:2% of transaction*

Convenience fee and a \$5.00 transaction minimum to be assessed on all transactions except for those for Library and Parks and Recreation.

- (5) *Charges for providing copies of public information:*

Not to exceed charges as set by the State of Texas.

- (6) *After-hours services (per hour)\$40.00*

Services performed outside normal business hours are billed per employee per hour with a two-hour minimum charge. Equipment and materials are billed at normal hourly rates.

(7) *After-hours administration fee:\$25.00*

Administrative fee assessed for processing charges for after-hours services.

(B) *Building inspection.*

(1) *Project permits (includes plumbing, electrical and mechanical permits and certificate of occupancy fees):*

Application fee, nonrefundable\$125.00

New dwellings up to four units, per unit\$1,100.00

Pool or spa\$200.00

Temporary buildings and trailers\$75.00

New commercial, apartments, accessory, additions, remodels and finish-outs, per \$1,000.00 valuation (minimum \$125.00)\$6.00

Residential remodel\$125.00

(2) *Specific permits:*

Annual permits, per year\$200.00

Banner\$25.00

Building (storage shed)\$50.00

Certificate of occupancy\$100.00

Demolition\$125.00

Electrical, per \$1,000.00 valuation (minimum \$75.00)\$4.00

Fence\$50.00

Fire sprinkler, per \$1,000.00 valuation (minimum \$75.00)\$4.00

Fire alarm, per \$1,000.00 valuation (minimum \$75.00)\$4.00

Irrigation, per \$1000.00 valuation (minimum \$75.00)\$4.00

Mechanical, per \$1,000.00 valuation (minimum \$75.00)\$4.00

Moving (structures in right-of-way)\$75.00

Plumbing, per \$1,000.00 valuation (minimum \$75.00)\$4.00

Real estate sign annual renewal\$50.00

Retaining wall\$50.00
Satellite dish\$50.00
Sign\$125.00
Rainwater harvesting\$25.00
Wind turbine\$75.00
Solar panel\$125.00
Special event—no food sales\$50.00
Special event—food sales50.00 per food vendor
Tent\$50.00
Curb cut\$100.00
Above/below grade storage tank installation or removal\$100.00 per tank
Mobile refueling, per address, per year\$250.00

(3) *Service fees:*

Inspection/engineering fees:

See Section 31.01 (C).1

Commercial permit storm water pollution protection plan inspection fee\$50.00

Commercial permit utility release processing fee\$50.00

Re-inspection\$50.00

Special inspection\$50.00

Temporary service/construction heat\$100.00

Snow cone stand removal deposit\$350.00

(Will be refunded in full provided the structure is removed at certificate of occupancy expiration. Un-refunded deposit will be used to defer cost of removal by city if necessary.)

Administrative process fee for special event, film, block party (except National Night Out) and parade permits\$25.00

(4) *Appeal boards:*

Construction Advisory and Appeals Board\$200.00

Board of Adjustment\$200.00

(5) *Exceptions:*

(a) Building permit and board filing fees are not required for facilities on property both owned and used by the following:

1. Federal government.
2. State government.
3. County government.
4. City government.
5. Public school districts.

(b) Building permit fees are not required for home construction projects built by the Carrollton-Farmers Branch Independent School District Trade School.

(c) Fees are not required for permits issued to contractors hired by the city to clear visibility obstructions constructed legally prior to adoption of the Ordinance No. 1325, passed November 11, 1986 and referred to as the Visibility Ordinance.

(d) Fees are exempted for work conducted in Neighborhood Empowerment Zones, as enumerated and established by Council Resolution #3608.

(C) *Engineering:*

(1) *Inspection fees:*

(a) \$45.00 per hour with a minimum fee of \$90.00

(b) Inspections occurring outside of normal business hours will incur a \$67.50 per hour fee with a minimum fee of \$135.00.

(c) Grading Improvements – One hour per 170 square feet calculated at \$0.265 per square foot.

(d) Water and/or Wastewater Improvements – One hour per 50 linear feet calculated at \$0.90 per linear foot.

(e) Drainage Improvements – One hour per 50 linear feet calculated at \$0.90 per linear foot.

(f) Paving Improvements – One hour per 170 square feet calculated at \$0.265 per square foot.

(g) Sidewalk Improvements – One hour per 170 square feet calculated at \$0.265 per square foot.

(i) Screening Wall/Fence Improvements – One hour per 50 linear feet calculated at \$0.90 per linear foot.

(2) *Plan review:*

(a) Review of construction plans for infrastructure (streets, water, wastewater, storm drainage), per acre of development\$150.00

(b) Review of re-submittals of construction plans for infrastructure (streets, water, wastewater, storm drainage) for the fourth and each subsequent submittal\$250.00

(3) *Street signs and markings:*

Intersection signs and markings, per intersection\$435.00

Fire hydrant markers, per hydrant\$5.00

Street light assessment, per linear foot\$12.00

(D) *Environmental Services Department.*

(1) *Animal Services Division:*

City registration fees:

Dogs and cats, unaltered\$20.00/year

Dogs and cats neutered or spayed\$5.00/year

Dangerous dogs\$50.00/year

Potbellied pigs\$10.00/year

Duplicate (replacement) license tags\$2.00/each

Adoption fee\$5.00/animal (previously vetted)

Adoption fee\$10.00/animal (non-vetted)

Adoption fee\$60.00/pre-vetted animal

Overnight boarding fee\$10.00/day

Quarantine fee\$10.00/day

1st impoundment within a 12-month period\$20.00

2nd impoundment within a 12-month period\$50.00

3rd or more impoundment within a 12-month period\$100.00

Livestock impoundment fee\$50.00/head

Feed and care for livestock\$15.00/day

Owner's release to city\$20.00
Home quarantine checks for two visits\$30.00
Euthanasia of animals\$20.00
Rabies testing\$40.00
Vet clinic dead animal removal service\$50.00/month
Permit to keep chickens\$20.00/year

(2) *Environmental Quality Division*

Temporary food establishment permit for change of ownership, per 14 days
.....\$75.00

Food permits:

Heavy food prep establishment permit for heavy food prep establishments and mobile hot trucks, as defined under the Carrollton Food Establishment Policy, per year\$400.00

Light food prep establishment permit for light food prep establishments, mobile lunch trucks and food service carts, as defined under the Carrollton Food Establishment Policy, per year\$320.00

No food prep establishment permit and pre-packaged food mobile permit, as defined under the Carrollton Food Establishment Policy, per year\$200.00

Additional food establishment permit for each additional food service, food store, or food vending operation contained within a structure holding a heavy or light food prep establishment permit, per year\$300.00

Farmer's market permits:

Farmer's market operator permits, per year\$150.00

Farmer's market food vendor permit, per year\$50.00

Farmer's market concession vendor permit, per year\$100.00

State accredited food handlers certification\$10.00

Re-inspection fee for food establishments failing to meet code standards at first inspection, per hour, two-hour minimum\$45.00

On-site food service worker class, per class\$80.00

Industrial pretreatment program (IPP):

IPP permit, per year\$400.00

IPP sampling and analysisActual cost + 15%

Administrative fee for IPP sampling and analysis, per event\$50.00

Spill response and cleanups:

Administrative fee for any spill response\$50.00

City conducted spill mitigation or cleanupActual cost + admin. fee

Sampling and analysis for complaints, spill and enforcement activities
.....Actual cost + 15%

Liquid waste hauler program (LWH):

LWH vehicle permit, per year\$150.00

LWH additional vehicle permit per owner, per year\$100.00

LWH trip ticket books\$25.00

On-site LWH inspection\$80.00

Late payment fee for any permit, spill response, inspection, sampling or IPP fee,
per month\$50.00

Follow-up re-inspection for noncompliance after initial inspection and re-
inspection (non-food establishments), per hour, two-hour minimum\$45.00

Municipal setting designation:

- (1) An application will not be accepted until the initial filing fee has been paid. An application will not be placed on a city council agenda until the additional processing fee has been paid.
- (2) The applicant shall pay the fees to the designated city official. The designated city official shall deposit fees received in the official city depository not later than the next business day following receipt of the funds.
- (3) No refund of the fees may be made.
- (4) The initial filing fee for a municipal setting designation ordinance is \$2,500.00. The applicant is further required to pay all fees associated with mailed and published notices of the application. The designated city official shall not mail notices or advertise the public meeting until the estimated cost of mailing notices and advertising the public meeting is paid by the applicant. The designated city official shall not place a municipal setting designation ordinance on a City Council agenda until an additional technical processing fee of \$5,000.00 is paid.

(4) *Pool code:*

Health permit fee for first pool at a location/facility\$100.00
per year

Health permit fee for each additional pool at a location/facility\$50.00
per year

Health permit fee for each spa at a location/facility\$50.00
per year

Health permit fee for first interactive water feature and fountain (IWFF) at a
location/facility\$150.00
per year

Health permit fee for each additional IWFF at a location/facility\$150.00
per year

(3) *Community Services Division*

Administrative fee for mowing and cleaning property and abating any
property maintenance violation, per violation \$150.00

Apartment license fee, per year, for each unit on premises (occupied or
unoccupied); \$13.00 per unit, minimum of \$250.00 per year

Single-family rental registration fee \$75.00 per year

Follow-up re-inspection fee for noncompliance after initial inspection and re-
inspection (single-family and duplex residential property), per hour \$45.00

Sign removal fee (as established in section 151.98), per sign \$30.00

Filing of compliance order at county court of record:

Standard filing by first class mail filing fee established by county plus
\$40.00

Expedited filing by next day personal delivery filing fee established by county
plus \$100.00

Hotel code:

Lodging License Fee (Hotel) per year, for each unit on premises (occupied or
unoccupied) \$13.00; minimum of \$250.00 per year

Bed and Breakfast Lodging License Fee...\$250.00 per year

Short-term Rental Lodging License Fee...\$250.00 per year

Re-inspection fee during license period, per hour \$45.00, two-hour
minimum

Appeals to Property Standards Board \$200.00

(E) *Fire.*

- (1) *Definitions.* For purposes of this division only, the following definitions shall apply:

.....

Nonresident: A nonresident is a person who does not reside within the city limits.

Resident: A resident is a person who resides within the city limits.

- (2) *Ambulance transport:*

Residents:

Basic life support\$750.00

Advanced life support, level 1\$850.00

Advanced life support, level 2\$950.00

Nonresidents:

Basic life support\$850.00

Advanced life support, level 1\$950.00

Advanced life support, level 2\$1050.00

These levels of transport are as defined in the Medicare Index.

- (3) *Disposable supplies fees:*

Basic life support\$200.00

Advanced life support\$400.00

Oxygen supplies\$150.00

- (4) *EMS mileage charge:*

Transporting persons by ambulance, per mile\$15.00

- (5) *Recovery from hazardous materials responses—natural gas line cuts by contractors:*

Engine:

First hour (or portion thereof)\$300.00

Per ¼ hour thereafter\$75.00

Truck:

First hour (or portion thereof)\$400.00

Per ¼ hour thereafter\$100.00

Medic:

First hour (or portion thereof)\$200.00

Per ¼ hour thereafter\$50.00

(6) *Inspection fees:*

After hours inspections\$50.00
per hour, two hour minimum

Re-inspection:

2nd reinspection\$50.00

3rd reinspection\$100.00

All after 3rd reinspection\$250.00
each

(7) *Facility fees:*

Hazardous materials facility\$250.00
per year

Materials recycling facility\$250.00
per year

Factory/industrial facility\$250.00
per year

Flammable/combustible storage facility\$250.00
per year

(F) *Library:*

(1) *Lost/damaged library material fees:*

Interlibrary loan materialsCost as assessed by lending library

Media case\$5.00

BinocularsActual cost

All other materialsActual price plus \$5.00 processing fee

(2) *Library service fees:*

Headphones\$4.00

Replacement library card fee\$1.00

Computer printing, per page\$0.15

Copier printing, per page\$0.15

Color Printing, per page.....\$0.50

Flash drives, eachcost plus \$0.05 rounded up to the next quarter dollar

(3) *Room rental fees:*

Josey Ranch Lake Library Meeting Room, per hour\$25.00

Josey Ranch Lake Library Environmental Classroom, per hour\$15.00

Josey Ranch Lake Library Conference RoomNo charge

Hebron & Josey Library Meeting Room 1, per hour\$15.00

Hebron & Josey Library Meeting Room 2, per hour\$25.00

Hebron & Josey Library Meeting Room 1 & 2, per hour\$25.00

Hebron & Josey Library Conference RoomNo charge

(4) *Full access library card:*

Annual memberships:

Residents of Carrollton and reciprocal partner citiesFree

City of Carrollton employeesFree

Nonresidents\$40.00

(G) *Parks and recreation.*

(1) *General fees:*

At the discretion of the Parks and Recreation Director or other City Manager designee, residents from other cities may qualify for Carrollton resident fees when a partnership is in place and is mutually beneficial to the City. Furthermore, fees for services may be adjusted or waived, with City approval, when reimbursed by a third party for fitness or health programs.

Programs:

Schedule of fees for classes and programs will be determined by the Director of Parks and Recreation or other City Manager designee and will be made available for review online and at the facilities.

Non-Residents of the City of Carrollton participating in recreation classes or programs will pay an additional 25% of Carrollton Resident fees rounded up to the nearest \$1.00. Leagues requiring team registration will not be subject to resident/non-resident fees.

Financial Assistance:

Financial assistance is provided to Residents of Carrollton based on their total household income. Qualifying residents are awarded \$50 per person within their household. Those funds can be used for up to 50% of program or membership fees only, reservations, permits or special events do not qualify for assistance.

Promotions:

Discounts may be allowed at the Parks and Recreations Director's discretion up to \$10.00 off or membership fees for 13 months for the price of 12 months.

- (2) Membership, Resident fees – Includes: weight and cardio rooms, fitness equipment for members, and classrooms, except when reserved for rentals, city programming, or otherwise posted at the facility.

Additional amenities included in memberships which are facility specific:

Rosemeade Recreation Center: gyms, elevated track, Fitness on Demand, multi-purpose room, dance room, racquetball courts, and open play sports such as badminton, volleyball, basketball, and pickleball (as posted at the facility). Additionally, annual membership includes 8 hours of use per person in the esports center.

Crosby Recreation Center: gym, functional fitness room, open play sports such as volleyball, basketball, and pickleball (as posted at the facility). Additionally, annual membership includes 8 hours of use per person in the esports center.

Senior Center: various self interest groups (as posted at the facility).

City employee: No fee, but subject to federal taxation on value of individual rate

City employee family, up to four family members: is equal to the resident rate less the individual rate, and is subject to federal taxation on value of employee pass

Carrollton Corporate Membership: When a Carrollton business provides memberships on behalf of their employees, or employees of partnering Independent School Districts - is equal to the individual resident rate.

Non-Residents of the City of Carrollton will pay an additional 50% of Carrollton Resident fees rounded up to the nearest \$1.00

Active military on leave (for the duration of leave) \$5.00

Replacement card \$5.00

- (2.1) All Access Recreation Center (Crosby, Rosemeade, and Senior Centers) fees:

Annual:

- Senior citizen (age 65+) and youth \$55.00
- Adult (age 16—64) \$130.00
- Family, up to four family members \$250.00
- Additional member on family membership \$30.00

Three months:

- Senior citizen (age 65+) and youth \$25.00
- Adult (age 16—64) \$55.00

One month: \$25.00

Day pass:

- Senior citizen (age 65+) and youth (age 9—15) \$5.00
- Adult (age 16—64) \$7.00

(2.2) Limited Use Recreation Center fees:

Crosby Recreation Center ONLY:

Annual:

- Senior citizen (age 65+) & Youth (age 9-15) \$45.00
- Adult (age 16—64) \$95.00
- Family, up to four family members \$175.00
- Additional member on family membership \$20.00

Three months:

- Senior citizen (age 65+) and youth (age 9-15) \$20.00
- Adult (age 16—64) \$75.00

Day pass:

- Senior citizen (age 65+) and youth (age 9-15) \$5.00
- Adult (age 16—64) \$7.00

Carrollton Senior Center ONLY:

- Annual \$30.00
- Day \$5.00

Esports Center ONLY:

- 1 Hour \$5.00
- 5 Hours \$12.00
- 20 Hours \$35.00
- 50 Hours \$75.00

(3) Rentals, Resident fees:

Parks and Recreation facility and property rentals for special events shall follow regulations outlined in Chapters 117, 130, and 133 of this Code of Ordinance.

Special Events may be subject to additional fees within this Chapter.

Non-Residents of the City of Carrollton will pay an additional 40% of Carrollton resident fees rounded up to the nearest \$1.00.

Damage Deposits for all rentals are \$100, per reservation unless otherwise noted. Deposits for multiple day reservations will be held until the final date on the reservation. Rentals in accordance with Chapter 130.26 of this Code of Ordinance are subject to an additional \$200.00 damage deposit.

(3.1) Recreation Facilities:

Entire facility rentals allow exclusive/private use of the facility; however, at the discretion of the Parks and Recreation Director, some rooms and spaces may not be available.

After-hours rentals will be assessed staffing fees at a rate of \$25.00/hour/staff, and management will determine staffing needs based on times and event type. Some rentals, by Carrollton Municipal Code or at management's discretion, may require an off-duty police officer at Police Department staffing rates.

Audio Visual Equipment is \$25.00 per rental unless otherwise noted.

Meeting Room Set-up and Clean-up is \$50.00/rental date unless otherwise noted. Set-up and Clean-up requests are at the discretion of the Parks and Recreation Director and are dependent upon size and staff availability.

Kitchen add-on in applicable facilities \$25.00/hour.

Crosby Recreation Center, resident hourly fees

- Entire facility, after hours only (deposit \$250.00) \$250.00
- Broadway and Pioneer Rooms \$30.00
- Trinity Room \$90.00
- Esports Room \$150.00

Esports Room, Tournament day rate \$1,000.00

Gym, per half court \$40.00

Gym, per full court \$65.00

Rosemeade Recreation Center, resident hourly fees

Entire facility, after hours only, (deposit \$250.00) \$250.00

Armadillo & Mustang Rooms \$30.00

Bobcat & Multi-purpose Rooms \$35.00

Dance Room \$90.00

Esports Room \$150.00

Esports Room, Tournament day rate \$1000.00

Gym, per half court \$40.00

Gym, per full court, per hour \$65.00

Josey Ranch Lake Senior Center, resident hourly fees

Texas Room, day rate, (10 hours) (\$250.00 deposit) \$1,800.00

Texas Room, 3 hour minimum (\$250.00 deposit) \$250.00

Texas Room A \$70.00

Texas Room B \$150.00

Round-Up Room \$60.00

Tumbleweed Room \$15.00

Blue Bonnet and Lone Star Rooms \$25.00

Elm Fork Nature Center, resident hourly fee (to include interior classroom, restroom, and outdoor patio ONLY, \$75.00

(3.2) Parks:

Park Permit:

As outlined in Chapter 133 of this Code of Ordinance, Park Permits may be required for special park use. Park Permits are provided on an 'as is' term for property and amenities at the requested location. Alterations or enhancements are at the discretion of the Parks and Recreation Director. Park Permits are not

subject to a Damage Deposit; however, maybe liable for damages during permit duration.

Resident fees:

Per Occurrence \$25.00

Annual per Individual \$500.00

Carrollton Amphitheater, resident hourly fee: (includes restrooms and lights) \$50.00

Mary Heads Carter Park Pavilion, resident hourly fee: (Pavilion Only) \$50.00

McInnish and Josey Ranch Sports Complex resident fees:

5K rentals/Events \$400.00 for the first four hours,
plus \$75.00 each additional hour

Gazebo in Historic Downtown Carrollton, resident hourly fee: (includes green space inside the public sidewalks around the Square) \$120.00

A.W. Perry Homestead Museum, resident hourly fee: (includes exterior of house and barn within the paved pathway outlining the buildings, gazebo and restrooms) \$120.00

(4) *Rosemeade Rainforest fees:*

Pool use fees:

Admission resident, per person, weekdays \$5.00

Admission resident, per person, weekends \$6.00

Admission nonresident, per person, weekdays \$9.00

Admission nonresident, per person, weekends \$10.00

Age 2 and under Free

Passes:

Book of 20 passes (individual, resident) \$90.00

Book of 20 passes (individual, nonresident) \$120.00

Individual season pass (resident) \$50.00

Individual season pass (nonresident) \$60.00

Family season pass up to four family members, resident (photo ID required) \$120.00

Family season pass up to four family members, nonresident (photo ID required) \$150.00

Family season pass add-on, per additional member, resident (photo ID required) \$10.00

Family season pass add-on, per additional member, nonresident (photo ID required) \$15.00

Pool rental fees:

Resident Guests	2 Hours	4 Hours
1—200	\$400.00	\$800.00
Over 200	\$550.00	\$1,100.00
Nonresident Guests	2 Hours	4 Hours
1—200	\$550.00	\$1,100.00
Over 200	\$700.00	\$1,400.00

Additional lifeguard, per hour \$25.00

Party table (8' or 10') rentals per hour (resident) weekends \$10.00

Party table (8' or 10') rentals per hour (nonresident) weekends \$15.00

(6) *Athletic Facility fees:*

General fees:

Sports field, per field (resident) \$30.00/hour

Sports field, per field (nonresident) \$35.00/hour

Sports field, per complex (resident), per day \$800.00

Sports field, per complex (nonresident), per day \$1,000.00

Sports field lighting, per field, per hour \$20.00

Sports field professional use fee, per hour.... \$100.00 with a minimum of \$350.00 per use.

Sand beach volleyball rental (no deposit required), per day/per court (resident) \$15.00

Sand beach volleyball rental (no deposit required), per day/per court (nonresident) \$20.00

Field/event preparation, per hour, per worker \$25.00

Youth Association field rental no-show, per occurrence, per field \$25.00

Tournament deposit \$500.00

Gate fee Agreement through contract

Concession, promotional sales, and gate fee Agreed percent by contract

Baseball/softball practice field rental program member rates:

Annual membership (team) \$300.00

Annual membership (league/organization) \$750.00

Member sports field rental, per field, per hour \$20.00

Member sports field lighting, per field, per hour \$15.00

Scoreboard/equipment agreement:

Replacement cost (if damaged or lost) Actual cost to repair or replace

Scoreboard controller deposit \$50.00

Keys:

Repair or replacement Actual cost

Special events, for profit:

Deposit (depending on size of event) \$2,500.00 to \$5,000.00

Rental fee, per complex \$2,500.00

Field preparation, per hour/staff \$25.00

Concession, promotional sales, and gate fee Agreement through contract

(7) *Oak Creek Tennis Center, resident fees:*

Non-Residents of the City of Carrollton will pay an additional 25% (for programs) and 40% (for rentals) of Carrollton resident fees rounded up to the nearest \$1.00. Leagues requiring team registration will not be subject to non-resident fees.

Programs:

Schedule of fees for classes and programs will be determined by written agreement, Parks and Recreation Director or other City Manager designee and will be made available for review online and at the facility.

Day pass:

Per 1.5 hours, per person, up to four players \$2.00 - \$5.00

Rental:

Ball machine (includes facility entry):

Hourly \$10.00 - \$25.00

Monthly \$40.00 - \$55.00

Satellite courts, hourly/court, \$2.00 - \$5.00

(8) *Tree ordinance fee:*

Mitigation, per caliper inch \$225.00

(H) *Planning.*

(1) Preliminary plat or final plat\$500.00

(2) Administrative plat, amending plat, conveyance plat or re-plat\$300.00

(3) Technical site plan\$500.00

As-built prints:

11" x 17"\$1.50

18" x 24"\$2.00

36" x 24"\$3.00

(4) Zoning change:

Special use permit for a restaurant with a private club\$650.00

Planned developments\$1,000.00

All other special use permits and zoning changes\$500.00

(5) Zoning verification letters: \$50.00

(6) Comprehensive plan amendment\$500.00

(7) Miscellaneous planning applications:

Median variance\$500.00

Alternate facade\$500.00

Alternate landscape plan\$500.00

Sidewalk waiver\$500.00

Tree preservation\$130.00

All other requests\$130.00

(8) Documents and maps:

Maps, up to 36" x 48"\$10.00

Copies of enlarged plans from applications:

11" x 17"\$1.50

18" x 24"\$2.00

36" x 24"\$3.00

(I) *Police.*

(1) *Definitions:*

Initial permit. An initial permit is an alarm permit issued for a period of one year.

Renewal permit. A renewal permit is an alarm permit issued by the city before the expiration of an initial or renewal permit. The renewal permit effective date is the anniversary date of the prior permit. After expiration of a permit, it may not be renewed and a new initial permit must be obtained.

(2) *Permits:*

Commercial alarm permits, per year:

Initial permit\$75.00

Renewal permit\$50.00

Residential alarm permits, per year:

Initial permit\$50.00

Renewal permit\$25.00

Alarm permit revocation appeal fee\$25.00

Handbills, per six-month period\$50.00

Solicitors, per six-month period\$50.00

Individual solicitor certificate, per six month period\$10.00

Individual handbill distributor certificate, per six month period\$10.00

(3) *Alarm system false alarm fees:*

False burglar alarm response charge based on number of false alarm responses in the previous 12-month period:

1st to 3rdNo charge

4th and 5th\$50.00

6th and 7th\$75.00

8th and more\$100.00

False alarm (other than burglar) response charge based on number of false alarm responses in the previous 12-month period:

1st and 2ndNo charge

3rd and more\$100.00

(4) *Other fees:*

Fingerprinting fee, per fingerprint card\$10.00

Clearance letter\$4.00

Clearance letter—notarized\$5.00

(J) *Public Works Department.*

(1) *Water connection (tap) fees:*

(a) *Single-family residential:*

New services:

When the developer provides 1" copper service, meter box and connection:

¾" meter\$65.00

1" meter\$125.00

Existing services:

Where there is an existing 1" copper service to the property with a ¾" meter and the customer wishes to have a 1" meter installed\$860.0

(includes the 1" meter,
1" loop and new meter can)

In the absence of a 1" water service to the property, the City's total cost of materials, labor and equipment costs (includes the 1" meter, the 1" loop and new meter can)

For any service larger than 1", the cost shall be the city's total cost of materials, labor and equipment.

Section 52.075, relating to impact fees, is not applicable where existing service to an existing structure is increased to a 1" or 1 ½" meter.

(b) *Multi-family, commercial, industrial, retail, office or any other nonresidential use:*

New service:

All new commercial service shall be provided by owner.

Existing services:

- 1) All new commercial services shall be provided by owner.
- 2) Any modifications to the meter for the existing water services may be provided by the city and the cost shall be the city's total cost of materials, labor and equipment.

(2) *Sewer connection (tap) fees:*

Single-family residential:

When the developer provides the service:

4" service\$65.00

6" service\$125.00

Complete service provided by cityTotal cost of materials, labor and equipment

Multi-family, commercial, industrial or retail establishmentsTotal cost of materials, labor and equipment

(3) *Public Works general repair services:*

Sewer service call (normal business hours)\$75.00

Sewer service call (after hours)\$150.00

Public Works services during normal and after hours (excluding (J)(1), (2), and (3) above)\$50.00

per employee, per hour,
two hour minimum charge,
equipment at the standard hourly rate,
any applicable material costs

(4) *Use of public rights-of-way:*

For the purposes of this subsection only, the following definitions shall apply:

Facilities: The term "facilities" includes any and all structures and equipment installed in or on the public rights-of-way and includes property owned, operated, leased, licensed, used, controlled, or supplied by, for, or in connection with any person.

Person: The term "person" includes any corporation, government or governmental subdivision or agency, business trust, estate, trust, partnership, association, and any other legal entity.

Rights-of-way: The term "rights-of-way" means the surface of, and the space above and below a public street, road, highway, freeway, land, path, public way or place, alley, court, boulevard, parkway, drive, or other easement now or hereafter held by or under the control of the city, in which the city holds the property rights.

Each person, other than a certificated telecommunications provider, as that term is defined in § 283.002 of the Texas Local Government Code, or a wireless service provider, as the term is defined in § 284.002 of the Texas Local Government Code, or a governmental entity providing just compensation pursuant to an interlocal agreement, shall pay to the city, on an annual basis, \$1.00 per linear foot of city's rights-of-way occupied by said person's facilities, plus an annual fee of \$1,000.00 per public street crossing, such amounts to be payable in advance of the construction, installation, purchase, use, lease, operation, or control of any facilities in the right-of-way.

No public utility holding a franchise agreement with the city providing for different terms of compensation shall be required to pay the fee designated herein.

Pursuant to Chapter 284 of the Texas Local Government Code, the follow fees shall apply:

Application fee:

Network nodes (first five nodes)\$500.00

For each additional node from six up to 30 in the same application
.....\$250.00/node

Node support pole\$1,000.00/pole

Annual rental fee:

Network nodes\$250.00/node

Pole attachment rent\$20.00/pole

Fees may be increased by ½ annual CPI for All Urban Consumers for Texas. Based line rate is February 2017(CPI-U = 243.603).

(5) *Line locate excavation fee:*

During normal business hoursTotal cost of
labor, materials
and equipment

(6) *General fees:*

Fire hydrant rehabilitation/sales\$800.00

Application for right-of-way/easement abandonment\$130.00

Bacteriological water sampling\$75.00

Water meter testing for other entities (not for City of Carrollton water service
customers) :

5/8" meter\$30.00

1" meter\$45.00

1.5" meter\$100.00

2" meter\$125.00

(K) *Solid waste.*

(1) *Residential collection service:*

Base services including trash, bulk, recycling, and hazardous waste, per month
\$24.00

Extra trash container, per month, per cart\$9.61

Special bulk pick-up, non-trash day\$30.00 each

Landfill drop off, paid at gate\$15.00 each

(2) *Apartments or apartment house shall mean a multi-family dwelling as that is
defined in Chapter 96 of this Code. Each apartment house serviced by commercial
dumpster collection will incur the cost of the service provided plus an additional
administrative service fee.*

Administrative service fee17% of the total costs of services provided.

Front Load Apartment Services Amount/ Times per Week	1X	2X	3X	4X	5x	6X
3YD	\$43.44	\$83.59	\$115.88	\$162.23	\$220.18	\$289.71
4YD	\$48.12	\$112.00	\$132.48	\$166.87	\$210.25	\$289.71
6YD	\$95.97	\$196.60	\$233.70	\$298.52	\$373.14	\$447.77
5YD	\$ 107.24	\$ 247.27	\$317.47	\$425.01	\$531.29	\$637.57
2 YD Compactor	\$192.64per collection					

Apartment roll-offs:

20 yard \$381.09

30 yard \$421.76

40 yard\$445.81

30 yard compactor roll-off \$399.95

34/35 yard compactor roll-off \$466.60

42 yard compactor roll-off\$476.14

Extra yards\$35.00 per yard

Delivery of container\$100.00

Removal of container\$100.00

Relocation of container\$100.00

Dry run\$100.00 (container is blocked and service cannot be provided).

Extra pickup:

3 yard \$43.44

4 yard \$56.10

6 yard \$75.07

8 yard \$100.37

Container change out fee:

First 2 change outs per year\$200

3rd or subsequent change out per year\$350

(3) *Commercial/apartment mixed use sharing a solid waste container:* Services by commercial dumpster collection will incur base costs plus additional charges for the service level provided at the same rates for apartments. Apartment customers may request additional service or containers for additional costs as outlined in section (K)2.

(4) *Commercial and retail service (for locations that cannot be serviced with typical commercial methods):*

Automated cart, per month, per cart\$ 24.00

Fee for *inadequate number of carts or frequency of collection resulting in container spillage or overflow:*

Administrative fee for inadequate sanitation response\$50.00 + 17% administrative fee

(L) *Tax.*

Mobile homes, per lot, per year\$1.00

Tax certificates\$10.00

(M) *Traffic and transportation.*

Parade permit: - \$25.00

Block party permit (except National Night out)\$25.00

Film permit:

Application fee\$25.00

Total or disruptive use (regular operating hours) of a public building, park, right-of-way, or public area, per calendar day\$500.00

Partial non-disruptive use of a public building, park, right-of-way, or public area, per calendar day\$250.00

Total closure or obstruction of public street or right-of-way, including parking lots and on-street parking (for filming purposes), per block, per calendar day\$50.00

Partial closure or obstruction of public street or right-of-way, including parking lots and on-street parking (for filming purposes), per block, per calendar day\$25.00

Use of city parking lots, parking areas, and city streets (for the purpose of parking film trailers, buses, catering trucks, and other large vehicles), per block or lot, per calendar day\$50.00

(N) *Utility billing.*

(1) *Water service:*

(a) Minimum monthly charges, including the first 2,000 gallons of use:

Single-family residential domestic and irrigation use\$15.51

Commercial (including apartments and portable meters), industrial and commercial irrigation use:

5/8" meter\$15.81

1" meter\$24.36

1.5" meter\$38.65

2" meter\$55.78

3" meter\$101.44

4" meter\$152.82

6" meter\$295.58

8" meter\$466.89

10" meter\$666.75

Fire line—regardless of size\$76.38

(b) Single-family residential domestic use, over the 2,000 gallons included in the minimum charge:

For meter readings taken in the months of October through April:

All use over 2,000 gallons, per 1,000 gallons\$3.67

For meter readings taken in the months of May through September:

Next 8,000 gallons, per 1,000 gallons\$3.67

Next 15,000 gallons, per 1,000 gallons\$4.93

All use over 25,000 gallons, per 1,000 gallons\$6.15

(c) Irrigation use, over the 2,000 gallons included in the minimum charge:

Next 23,000 gallons, per 1,000 gallons\$3.91

Next 25,000 gallons, per 1,000 gallons\$4.66

Next 50,000 gallons per 1,000 gallons\$5.28

Next 100,000 gallons per 1,000 gallons\$5.94

All use over 200,000 gallons, per 1,000 gallons\$6.63

- (d) Commercial use (including apartments and portable meters), over the 2,000 gallons included in the minimum charge:

All use over 2,000 gallons, per 1,000 gallons\$2.66

- (e) Industrial use, over the 2,000 gallon included in the minimum charge:

All use over 2,000 gallons, per 1,000 gallons\$2.35

Industrial use rates for water service will apply to customers in the business of assembly or manufacturing of goods and for which water usage equals or exceeds 750,000 gallons per month for nine out of 12 months in a year.

- (2) *Sewer service:*

- (a) Residential use:

First 2,000 gallons, minimum\$17.15

All use over 2,000 gallons, per 1,000 gallons\$3.99

- (b) Commercial (including apartments), industrial and irrigation minimum monthly charges, including the first 2,000 gallons of use:

5/8" meter\$17.30

1" meter\$25.06

1.5" meter\$37.92

2" meter\$53.32

3" meter\$94.48

4" meter\$141.14

6" meter\$269.21

8" meter\$423.43

10" meter\$603.32

- (c) Commercial and industrial use:

All use over 2,000 gallons, per 1,000 gallons\$4.06

- (d) Sewer billing provisions:

1. As it is generally not practical to meter sewage flows from individual service locations, the following provisions apply for billing sewage volume:
 -
 - a. Dedicated fire line, irrigation service and portable meters customers do not have sewer use and accordingly will not be charged for sewer treatment.
 - b. Residential sewer use is calculated using the average water consumption for meter readings taken in the months of January, February and March as the estimated sewer volume per month (winter average approach).
 - c. New residential service will be assumed to use 8,000 gallons per month until a winter average can be established. If water use for new service is below 8,000 gallons per month for the first three months of service, the customer may request that the average for the first three months of service be used to estimate sewer volume until a winter average is established.
 - d. Commercial and industrial customers sewer use will be deemed the same as water consumption unless customer can demonstrate that a significant portion of water consumption is not flowing into the sanitary sewer system and agrees to install a deduct meter.

(3) *Service deposits:*

Residential service accounts\$75.00

Apartments, per unit\$75.00

Commercial accountsThe larger of \$1000 or one-sixth of the annual average bill at the service location.

Portable meters\$1,900.00

An increased security deposit, in an amount of three times the average monthly bill at the location to be served, for any class of service, shall be required when there is a substantial risk of financial loss to the city.

(4) *Utility service fees:*

Interruption day service fee on past due accounts\$25.00

Repair/replacement of portable meter and related fixturesMaterials plus labor

Notice of pending disconnect for any nonpayment\$25.00

Service connection fee\$15.00

Service connection expedited service, same day service\$75.00

Service connection expedited service, after hours connection\$75.00

Service connection expedited service, next day service\$55.00

Portable fire hydrant meter billings when no monthly read submitted\$250.00
monthly fee plus water usage to be billed when read received.

Two (2) no read fees within a 6 month time frame will result in the meter being repossessed.

Pull and test meter at customer's request

Residential\$100.00, prepaid

Commercial\$200.00, prepaid

If testing proves a defect with the meter, the prepaid fee will be credited to the customer's bill with the next billing cycle.

Multiple attempts for restoration of services, after the 2nd attempt, customer must be present at the service location\$40.00
per attempt

After hours restoration of service.. Fee to restore service when past due payment is collected and meter is contained within a meter can\$60.00
Fee to restore service when past due payment is collected and meter is contained within a meter vault.....\$180.00
Availability of after hour services limited to:

Restores:

5:30 p.m. to 9:00 p.m. weekdays

12:00 p.m. to 5:00 p.m. weekends and holidays

Sewer requests:

After 3 p.m. weekdays

24 hours a day weekends and holidays.

(O) *Municipal court.*

- (1) *State Consolidated Fee:* The Municipal Court shall assess a fee to be allocated in accordance with Texas Local Government Code Sec. 133.102, as amended.
- (2) *Local Consolidation Fee:* The Municipal Court shall assess a fee to be allocated in accordance with Texas Local Government Code Sec. 134.103, as amended.
- (3) *State Traffic Fine:* The Municipal Court shall assess a fee in accordance with Texas Transportation Code Sec. 542.4031, as amended.

- (4) *Local Traffic Fine*: The Municipal Court shall assess a fine in accordance with Texas Transportation Code Sec. 542.403, as amended.
 - (5) *Child Safety Fee*: The Municipal Court shall assess a fee in accordance with Texas Code of Criminal Procedure Art. 102.014, as amended.
 - (6) *Reimbursement Fees For Services of Peace Officers*: The Municipal Court shall assess a fee in accordance with Texas Code of Criminal Procedure Art. 102.011, as amended.
 - (7) *Juvenile Delinquency Prevention Fine*: The Municipal Court shall assess a fine in accordance with Texas Code of Criminal Procedure Art. 102.0171, as amended.
 - (8) *Time Payment Reimbursement Fee*: The Municipal Court shall assess a fee in accordance with Texas Code of Criminal Procedure Art. 102.030, as amended.
 - (9) *Local Youth Diversion Administrative Fee*: The Municipal Court shall assess a fee in accordance with Texas Code of Criminal Procedure Art. 45.312, as amended.
 - (10) *Failure to Appear Fee*: The Municipal Court shall assess a fee in accordance with Texas Code of Criminal Procedure Art. 45.026, Art. 45.050, Art. 45.203, or Art. 45A.264, as each may be amended.
- (P) *Cross-connection control and prevention fees:*
- (1) *Backflow prevention assembly registration fees:*
 There is an annual nonrefundable registration fee for each nonresidential backflow prevention assembly device, per each separate device (not applicable to organizations zoned single family related to the beautification of entrances)
\$35.00
 - (2) *Regulatory authority testing fee:*
 - (a) Fee for a backflow prevention assembly test, for each separate test\$100.00
 - (b) Fee for a backflow prevention assembly retest, for each retest performed\$50.00
 - (3) *Certified backflow prevention assembly tester registration fee:*
 Annual registration fee for approved testers shall be a nonrefundable fee of
\$75.00
 - (4) *Testing form booklet fees:*
 Fee for a testing form booklet of 30 test forms, each\$25.00
 - (5) *Private contractors testing fees:*

There shall be no additional charges by the city for testing conducted by "private" contractors.

(6) *Backflow prevention test report late fee, per account:\$50.00*

(Q) *Indian Creek Golf Club.*

Holidays: Memorial Day, July 4th and Labor Day

Reservation Policy: Carrollton residents may reserve tee times ten days in advance; general public may book tee times seven days in advance.

(1) *Green fees:*

	Creek Course	Lakes Course
Weekday (Monday—Thursday, not holidays)		
Open—1:00	\$10.00— \$55.00	\$10.00— \$45.00
1:00—4:00	\$10.00— \$55.00	\$10.00— \$45.00
After 4:00	\$5.00— \$45.00	\$5.00— \$35.00
9 Hole Rate	\$5.00— \$50.00	\$5.00— \$40.00
Junior/Senior/Veteran (Monday-Friday), Junior=age 21 and under, Senior=age 60 and over	\$5.00— \$50.00	\$5.00— \$40.00
Weekend (Friday—Sunday and Holidays)		

Open—1:00	\$10.00— \$65.00	\$10.00— \$55.00
1:00—4:00	\$10.00— \$65.00	\$10.00— \$55.00
After 4:00	\$5.00— \$45.00	\$5.00— \$35.00
9 hole rate	\$5.00— \$50.00	\$5.00— \$40.00

Resident Discount\$5.00 off

Anytime, excluding leagues

Discount is provided to Carrollton residents with proof of residence

(2) *Cart fees:*

Weekday and weekend\$5.00—\$25.00

(3) *Range fees:*

Practice bag\$3.00—\$20.00

(4) *Player improvement program*\$30.00—\$145.00 per month

(5) *Tournament and special events:*

	Creek Course	Lakes Course
Weekday	\$10.00— \$85.00	\$10.00— \$85.00
Weekend	\$10.00— \$85.00	\$10.00— \$85.00

- (6) *Clubhouse/pavilion rental: \$50.00—\$200.00/hour*
- (7) *Annual pass programs:\$600.00 to \$3,600.00*
- (R) Failure to pay any fee provided for herein shall be a misdemeanor punishable by a fine as provided in section 10.99.
- (S) Allegation and evidence of a culpable mental state is not required for proof of an offense as defined by this subsection.
- (T) The city shall not be required to pay any fee herein.
- (U) All construction fees, including building permit fees, impact fees, platting fees and project permit fees (fences, electrical, plumbing, etc.) shall be waived for any property which is located within a Neighborhood Empowerment Zone. Such waiver is applicable to new development or construction, and renovation, repair or rehabilitation of an existing structure.
- Such waiver shall not apply to:
- Any fees related to the use of a city facility; or
 - Any fees associated with the Apartment Crime Reduction Program; or
 - Any fees associated with the Single-Family Rental Inspection Program; or
 - Any fines or penalties related to any enforcement action of the City of Carrollton; or
 - Any parade or special event permit fees.
- (V) *City Secretary.*
- (1) Charges for issuance of the TABC permit: Not to exceed charges as set by the State of Texas.

SECTION 2

All Ordinances or parts of Ordinances inconsistent or in conflict with this Ordinance shall be and are hereby repealed.

SECTION 3

Save and except as amended by this Ordinance, all other Ordinances of the City of Carrollton, Texas shall remain in full force and effect.

SECTION 4

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

SECTION 5

This ordinance shall take effect from and after October 1, 2024.

PASSED AND APPROVED THIS 10th DAY OF SEPTEMBER 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



Agenda Memo
File Number: 6829

Agenda Date: 9/10/2024

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Resolution

Agenda Number: *21.

CC MEETING: September 10, 2024

DATE: August 22, 2024

TO: Erin Rinehart, City Manager

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

Consider A **Resolution Authorizing The City Manager To Enter Into A Two Year Software Services Agreement With Flock Safety Systems For License Plate Reader Camera Software In An Amount Not to Exceed \$30,000 Annually, For A Total Contract Amount Not To Exceed \$60,000.**

BACKGROUND:

The Police Department currently utilizes Flock Safety Systems license plate reader (LPR) cameras to investigate crimes, locate missing persons and identify stolen or wanted vehicles. In 2024, City Council approved a Professional Services Agreement with Flock Safety Systems For License Plate Reader Camera Equipment For A Five-Year Period In An Amount Not to Exceed \$276,400.00.

In 2024, City Council authorized The City Manager to Execute An Agreements Between The City Of Carrollton, The Motor Vehicle Crime Prevention Authority And Flock Safety Systems, Providing For The FY24 SB224 and the FY25 SB224 Catalytic Converter Grant Program Award Agreements.

The Carrollton Police Department (CPD) was awarded the FY24 SB224 Catalytic Converter Grant Program by The Motor Vehicle Crime Prevention Authority. The award authorizes CPD to lease additional IP cameras from FLOCK and deploy them for a 1-year period. CPD has applied for and will be awarded the FY25 SB224 Catalytic Converter Grant Program. This award authorizes CPD to lease the additional IP cameras from FLOCK for an additional 1-year period.

The Police Department would like to procure the FLOCK OS ELITE, an enhanced software system to operate the camera platform at full capacity.

FINANCIAL IMPLICATIONS:

The cost of the agreement is \$30,000.00 for the first year, with a total contract amount not to exceed \$60,000.00 over the two-year contract period. Funds for this contract renewal will be drawn from the existing approved Police Department budget.

The annual costs are established at:

Year 1: \$30,000

Year 2: \$30,000

IMPACT ON COMMUNITY SUSTAINABILITY:

The enhancement of the Flock camera program will increase officer efficiency in detecting and interrupting criminal activity through the improvement of public safety and officer safety.

STAFF RECOMMENDATION/ACTION DESIRED:

Staff recommends City Council approval of a resolution authorizing the City Manager to enter into an agreement with Flock Safety Systems for FLOCK OS ELITE software in an amount not to exceed \$30,000.00 for the first year and in an aggregate amount not to exceed \$60,000.00 over the two-year contract period.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARROLLTON, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE A TWO-YEAR SOFTWARE SERVICES AGREEMENT WITH FLOCK SAFETY SYSTEMS FOR LICENSE PLATE READER CAMERA SOFTWARE; AND PROVIDING AN EFFECTIVE DATE.

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

SECTION 1:

The City Manager is hereby authorized to enter into a two-year software services agreement with Flock Safety Systems for license plate reader software in an amount not to exceed \$30,000 in the first year, and a total not to exceed \$60,000 for the contract term.

SECTION 2:

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

SECTION 3:

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

DULY PASSED and APPROVED by the City Council of the City of Carrollton, Texas this _____ day of _____, _____.

By: _____
Steve Babick, Mayor

ATTEST:

Chloe Sawatzky, City Secretary

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:

Meredith A. Ladd, City Attorney

Roberto Arredondo, Chief of Police



Agenda Memo
File Number: 6836

Agenda Date: 9/10/2024

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Resolution

Agenda Number: *22.

CC MEETING: September 10, 2024

DATE: August 27, 2024

TO: Erin Rinehart, City Manager

FROM: Robert Arredondo, Chief of Police
Rex Redden, Executive Director of Public Safety
Scott Whitaker, Director of Parks and Recreation

Consider A **Resolution Authorizing The City Manager To Enter Into A Five Year Agreement With Flock Safety Systems For License Plate Reader Camera Equipment For \$12,471 For The First Year, \$10,371 Annually Thereafter, For A Total Contract Amount Not to Exceed \$53,955.**

BACKGROUND:

The Police Department currently utilizes Flock Safety Systems License Plate Reader (LPR) cameras to investigate crimes, locate missing persons and identify stolen or wanted vehicles. The Parks and Recreation Department has requested to expand the camera program to cover the Rosemeade Recreation Center Complex, the Josey Ranch Sports Complex and Indian Creek Golf Center.

The Police Department is requesting authorization to enter into a five-year agreement with Flock Safety Systems, which will provide for four additional License Plate Reader (LPR) cameras. The contract includes a one-time standard implementation fee (\$2100) in the first year and a fixed annual fee (\$10,371) for the remainder of the contract period.

FINANCIAL IMPLICATIONS:

The cost of the agreement is \$12470.96 for the first year (\$10,371 plus \$2100 implementation fee), with a total contract amount not to exceed \$53,955 over the five-year contract period.

Funds for this contract renewal will be drawn from the existing approved Parks and Recreation Department budget.

The annual costs are established at:

Year 1: \$12,471
Year 2: \$10,371
Year 3: \$10,371
Year 4: \$10,371
Year 5: \$10,371

IMPACT ON COMMUNITY SUSTAINABILITY:

The enhancement of the Flock camera program will increase officer efficiency in detecting and interrupting criminal activity through the improvement of public safety and officer safety.

STAFF RECOMMENDATION/ACTION DESIRED:

Staff recommends City Council approval of a resolution authorizing the City Manager to enter into an agreement with Flock Safety Systems for LPR camera equipment in in an aggregate amount not to exceed \$53,954.80 over the five-year contract period.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARROLLTON, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE A FIVE-YEAR AGREEMENT WITH FLOCK SAFETY SYSTEMS FOR FLOCK SAFETY SYSTEMS LICENSE PLATE READER CAMERA EQUIPMENT; AND PROVIDING AN EFFECTIVE DATE.

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

SECTION 1:

The City Manager is hereby authorized to enter into a five-year agreement with Flock Safety Systems in an amount not to exceed \$12,471 in the first year, and a total not to exceed \$53,955 over the five-year agreement period. Flock Safety Systems is a sole source provider of the equipment.

SECTION 2:

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

SECTION 3:

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

DULY PASSED and APPROVED by the City Council of the City of Carrollton, Texas this _____ day of _____, _____.

By: _____
Steve Babick, Mayor

ATTEST:

Chloe Sawatzky, City Secretary

APPROVED AS TO FORM:

Meredith A. Ladd, City Attorney

APPROVED AS TO CONTENT:

Roberto Arredondo, Chief of Police



Agenda Memo
File Number: 6854

Agenda Date: 9/10/2024

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Resolution

Agenda Number: *23.

CC MEETING: September 10, 2024

DATE: August 26, 2024

TO: Erin Rinehart, City Manager

FROM: Roberto Arrendondo, Chief of Police
Rex Redden, Executive Director of Public Safety

Consider A **Resolution Authorizing The City Manager To Enter Into An Agreement With FLOCK For A One-Year Lease Of 57 IP Cameras In An Amount Not To Exceed \$221,000 Over A One-Year Period.**

BACKGROUND:

The Police Department originally utilized only 19 IP cameras throughout the city to combat vehicle crime through an annual lease with FLOCK Safety. With Carrollton’s size and extensive road network, these 19 cameras provide little coverage across the city. This lease continues the additional 57 cameras leased from the FY24 MVCPA grant, bringing the total number of IP cameras in use to 76.

The agreement will primarily be paid for using funds awarded by the Texas Motor Vehicle Crime Prevention Authority’s Catalytic Converter Grant, with the city only responsible for the one-time implementation fees.

FINANCIAL IMPLICATIONS:

The cost for the agreement is not to exceed \$221,000. The grant will reimburse the 1-year lease of \$221,000.

MVCPA SB 224 Catalytic Converter Grant - 1-year IP lease, 57 cameras - \$184,167.00.
20% cash match - \$36,833.00

COMMUNITY IMPACT:

Items leased through these grant awards will allow police to deter and detect catalytic converter thefts at a greater rate, while also assisting in other vehicle crime detection and investigations.

STAFF RECOMMENDATION/DESIRED ACTION:

Staff recommends City Council approval of a resolution authorizing the City Manager to enter into an agreement with FLOCK For A One-Year Lease Of 57 IP Cameras in an amount not to exceed \$221,000 over a one-year period.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARROLLTON, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH FLOCK SAFETY FOR THE LEASE OF 57 IP CAMERAS; AND PROVIDING AN EFFECTIVE DATE.

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

SECTION 1

The City Manager is hereby authorized to enter into a one-year agreement with FLOCK Safety for the lease of 57 IP cameras in an amount not to exceed \$221,000 for a one-year agreement.

SECTION 2

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

SECTION 3

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

DULY PASSED and APPROVED by the City Council of the City of Carrollton, Texas this _____ day of _____, _____.

By: _____
Steve Babick, Mayor

ATTEST:

Chloe Sawatzky, City Secretary

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:

Meredith A. Ladd, City Attorney

Roberto Arredondo, Chief of Police



Agenda Memo
File Number: 6853

Agenda Date: 9/10/2024

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Resolution

Agenda Number: *24.

CC MEETING: September 10, 2024

DATE: August 26, 2024

TO: Erin Rinehart, City Manager

FROM: Roberto Arrendondo, Chief of Police
Rex Redden, Executive Director of Public Safety

Consider A **Resolution Authorizing The City Manager To Accept The Award Of The 2025 Texas Motor Vehicle Crime Prevention Authority Catalytic Converter Grant For A Total Of \$184,167.**

BACKGROUND:

The purpose of the SB224 Catalytic Converter Grant Program is to support statewide law enforcement agencies in creating a collaborative network to combat motor vehicle burglary, motor vehicle theft, fraud-related motor vehicle crime and catalytic converter theft in the state, specifically to aid in prevention and detection of these illegal activities. The Carrollton Police Department (CPD) has submitted a project for FY25 SB224 Catalytic Converter Grant Program to continue leasing 57 IP cameras from FLOCK and deploy them for a 1-year period. The grant funds must be used entirely in FY25. CPD will use these grant funds to maintain our IP camera program, allowing for greater coverage and thus a higher rate of detection for suspects involved in catalytic converter thefts, as well as other vehicle related crimes.

FINANCIAL IMPLICATIONS:

All funding will be provided through the reimbursement grant awards. There is a required cash match of 20%, which will be paid for using departmental funds. Maintenance for the projects will be provided by the individual departments. Listed below are the preliminary individual project amounts, which are subject to change in the negotiation phase of the MVCPA grant process.

MVCPA SB 224 Catalytic Converter Grant - 1-year IP lease, 57 cameras - \$184,167.00.
20% cash match - \$36,833.00

COMMUNITY IMPACT:

Items leased through these grant awards will allow police to deter and detect catalytic converter thefts at a greater rate, while also assisting in other vehicle crime detection and investigations.

STAFF RECOMMENDATION/DESIRED ACTION:

Staff recommends City Council approval of a resolution authorizing the City Manager to Accept the Award of the 2025 Texas Motor Vehicle Crime Prevention Authority Catalytic Converter Grant for a total of \$184,167.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARROLLTON, TEXAS, ACCEPTING THE TEXAS MOTOR VEHICLE CRIME PREVENTION AUTHORITY SB 224 CATALYTIC CONVERTER GRANT AWARD; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, under the provisions of the Texas Transportation Code, Chapter 1006 and Texas Administrative Code Title 43; Part 3; Chapter 57, entities are eligible to receive grants from the Motor Vehicle Crime Prevention Authority (“MVCPA”) to provide financial support to law enforcement agencies for economic automobile theft enforcement teams and to combat motor vehicle burglary;

WHEREAS, the MVCPA has made funds available to support statewide law enforcement agencies in creating a collaborative network to detect and prevent motor vehicle burglary, motor vehicle theft, fraud-related motor vehicle crime, and catalytic converter theft in the state;

WHEREAS, the increased funding source would benefit the City of Carrollton in its endeavor to reduce crime;

WHEREAS, the City of Carrollton (“City”) submitted an application with the MVCPA for the SB 224 Catalytic Converter Grant;

WHEREAS, this Catalytic Converter Grant Program will assist the City to combat economic motor vehicle thefts including catalytic converter thefts;

WHEREAS, the City has been awarded \$184,167 in grant funds through the MVCPA (“Grant Funds”) for the 2025 fiscal year;

WHEREAS, the City Council of the City of Carrollton acknowledges and approves the local match of funds in the amount of \$36,833; and

WHEREAS, the City agrees to return the Grant Funds in full to the MVCPA in the event of loss or misuse of Grant Funds.

NOW, THEREFORE, BE IT RESOLVED 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.

Resolution No. _____

SECTION 2

The City Manager, or designee, is authorized to accept the 2025 Texas MVCPA SB224 Catalytic Converter Grant Program grant award of \$184,167.

SECTION 3

The City Manager is further authorized to take those steps reasonable and necessary to comply with the intent of this Resolution and requirements of the MVCPA SB 224 Catalytic Converter grant.

SECTION 4

The City Manager is further authorized to designate the Police Chief as the Program Director and the Chief Financial Officer as the Financial Officer for this grant.

SECTION 5

The City agrees that if there is loss or misuse of grant funds, the City will return the grant funds in full to the MVCPA.

SECTION 6

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

DULY PASSED AND APPROVED by the City Council of the City of Carrollton, Texas
this _____ day of _____, _____.

Steve Babick, Mayor

ATTEST:

Chloe Sawatzky, City Secretary

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:

Meredith A. Ladd, City Attorney

Roberto Arredondo, Chief of Police



Agenda Memo

File Number: 6866

Agenda Date: 9/10/2024

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Resolution

Agenda Number: *25.

CC MEETING: September 10, 2024

DATE: August 23, 2024

TO: Erin Rinehart, City Manager

FROM: Roberto Arrendondo, Chief of Police

Rex Redden, Executive Director of Public Safety

Consider A **Resolution Authorizing the City Manager To Purchase Audio-Visual Equipment And Installation And Support Services From AVI Systems, Inc. Through An Interlocal Cooperation Agreement with TIPS For The Real Time Crime Center At The Police Department In An Amount Not To Exceed \$200,906.91.**

BACKGROUND:

The Carrollton Police Department (CPD) has taken steps to develop a Real Time Crime Center (RTCC). An RTCC is a public safety group staffed with sworn officers, professional staff, or a combination of the two that serves as a centralized location for criminal information and intelligence analysis within a public safety organization. The purpose of an RTCC is to manage real-time data and intelligence to proactively mitigate crime, reactively investigate crime, or provide situational awareness to increase officer and citizen safety, statistical analysis, and internal and external communication.

The primary objective of this project is to integrate and layer hardware and software technologies to enable CPD to serve a proactive approach that will assist with calls for service and monitoring any suspicious activities to solve and reduce crime. The focal point will be a video wall where the multiple inputs can be displayed and processed in real time. The CPD RTCC will integrate current technologies and new systems that may be acquired in the future, as well as third-party assets from community partners, such as school districts, local business and other law enforcement agencies.

FINANCIAL IMPLICATIONS:

The total cost of the equipment, installation, support and one year maintenance plan for the RTCC Audio Visual Equipment is \$200,000.91. The funding for this purchase will come from a combination of current Police Department budgeted funds and seized funds.

IMPACT ON COMMUNITY SUSTAINABILITY:

This project aligns with Council goals and objectives by operating the city government as a customer service business and promoting and reflecting a positive image of our community.

STAFF RECOMMENDATION/ACTION DESIRED:

Staff recommends authorizing the City Manager to purchase the AV equipment for the Real Time Crime Center from AVI Systems, Inc. on the TIPS #230105 cooperative contract, for a total amount not to exceed \$200,906.91.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARROLLTON, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE AN AGREEMENT WITH AVI SYSTEMS, INC. BASED ON A COOPERATIVE CONTRACT WITH TIPS FOR AUDIO-VISUAL EQUIPMENT AND INSTALLATION AND SUPPORT SERVICES; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Texas Government Code, Chapter 791, provides for the voluntary participation of local governments to contract with one another, and with agencies of the state, in an effort to increase efficiency and effectiveness in the performance of government functions; and,

WHEREAS, AVI Systems, Inc., has a contract with TIPS to provide audio-visual equipment and installation and support services; and,

WHEREAS, the City of Carrollton (“City”) will use the TIPS contract with AVI Systems, Inc. to provide equipment for the Real Time Crime Center; and,

WHEREAS, the City Council of the City finds that it is in the best interest of the citizens of the City to authorize the City Manager to enter into a contract with AVI Systems, Inc.

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 authorized to enter into an agreement with AVI Systems, Inc. based on a cooperative contract with the TIPS in an amount not to exceed \$200,909.91.

SECTION 3

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

DULY PASSED AND APPROVED by the City Council of the City of Carrollton, Texas this 10th day of September, 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:

Roberto Arredondo, Chief of Police



Agenda Memo
File Number: 6834

Agenda Date: 9/10/2024

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Resolution

Agenda Number: *26.

CC MEETING: September 10, 2024

DATE: August 26, 2024

TO: City Council

FROM: Meredith A. Ladd, City Attorney

Consider A Resolution Of The City Council Of The City Of Carrollton, Texas, Approving A Negotiated Settlement Between The Atmos Cities Steering Committee (“ACSC”) And Atmos Energy Corp., Mid-Tex Division (“Atmos”) Regarding Atmos’s 2024 Rate Review Mechanism Filing; Declaring Existing Rates To Be Unreasonable; Adopting Tariffs That Reflect Rate Adjustments Consistent With The Negotiated Settlement; Finding The Rates To Be Set By The Attached Settlement Tariffs To Be Just And Reasonable And In The Public Interest; Approving An Attachment Establishing A Benchmark For Pensions And Retiree Medical Benefits; Requiring Atmos To Reimburse ACSC’s Reasonable Ratemaking Expenses; Determining That This Resolution Was Passed In Accordance With The Requirements Of The Texas Open Meetings Act; Adopting A Savings Clause; Declaring An Effective Date; Requiring Delivery Of This Resolution To Atmos And ACSC’s Legal Counsel; And Providing An Effective Date.

BACKGROUND:

The City, along with 181 other Mid-Texas cities served by Atmos Energy Corporation, Mid-Tex Division (“Atmos”), is a member of the Atmos Cities Steering Committee (“ACSC”). In 2007, ACSC and Atmos settled a rate application filed by Atmos pursuant to Texas Utilities Code Section 104.301 for an interim rate adjustment commonly referred to as a GRIP filing (arising out of the Gas Reliability Infrastructure Program legislation). That settlement created a substitute rate review process, referred to as Rate Review Mechanism (“RRM”), as a substitute for future filings under the GRIP statute.

Since 2007, there have been several modifications to the original RRM Tariff. The most recent iteration of an RRM Tariff was reflected in an ordinance adopted by ACSC members in 2018. On or about April 1, 2024, Atmos filed a rate request pursuant to the RRM Tariff adopted by ACSC members. Atmos claimed that its cost-of-service in a test year ending December 31, 2023, entitled it

to additional system-wide revenues of \$196.8 million.

Application of the standards set forth in ACSC's RRM Tariff reduces Atmos's request to \$182.5 million, \$132.6 million of which would be applicable to ACSC members. After reviewing the filing and conducting discovery, ACSC's consultants concluded that the system-wide deficiency under the RRM regime should be \$149.6 million instead of the claimed \$182.5 million.

After several settlement meetings, the parties have agreed to settle the case for \$164.7 million. This is a reduction of \$32.1 million to Atmos's initial request. This includes payment of ACSC's expenses. The Effective Date for new rates is October 1, 2024.

FINANCIAL IMPLICATIONS:

The impact of the settlement on average residential rates is an increase of \$5.52 on a monthly basis, or 6.84%. The increase for average commercial usage will be \$13.39 or 3.44%.

STAFF RECOMMENDATION/ACTION DESIRED:

Staff recommends City Council adopt the Resolution approving the negotiated settlement in accordance with the terms set forth therein.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARROLLTON, TEXAS, APPROVING A NEGOTIATED SETTLEMENT BETWEEN THE ATMOS CITIES STEERING COMMITTEE (“ACSC”) AND ATMOS ENERGY CORP., MID-TEX DIVISION (“ATMOS”) REGARDING ATMOS’S 2024 RATE REVIEW MECHANISM FILING; DECLARING EXISTING RATES TO BE UNREASONABLE; ADOPTING TARIFFS THAT REFLECT RATE ADJUSTMENTS CONSISTENT WITH THE NEGOTIATED SETTLEMENT; FINDING THE RATES TO BE SET BY THE ATTACHED SETTLEMENT TARIFFS TO BE JUST AND REASONABLE AND IN THE PUBLIC INTEREST; APPROVING AN ATTACHMENT ESTABLISHING A BENCHMARK FOR PENSIONS AND RETIREE MEDICAL BENEFITS; REQUIRING ATMOS TO REIMBURSE ACSC’S REASONABLE RATEMAKING EXPENSES; DETERMINING THAT THIS RESOLUTION WAS PASSED IN ACCORDANCE WITH THE REQUIREMENTS OF THE TEXAS OPEN MEETINGS ACT; ADOPTING A SAVINGS CLAUSE; DECLARING AN EFFECTIVE DATE; REQUIRING DELIVERY OF THIS RESOLUTION TO THE COMPANY AND THE ACSC’S LEGAL COUNSEL; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Carrollton, Texas (“City”) is a gas utility customer of Atmos Energy Corp., Mid-Tex Division (“Atmos”), and a regulatory authority with an interest in the rates, charges, and services of Atmos; and

WHEREAS, the City is a member of the Atmos Cities Steering Committee (“ACSC”), a coalition of similarly-situated cities served by Atmos (“ACSC Cities”) that have joined together to facilitate the review of, and response to, natural gas issues affecting rates charged in the Atmos service area; and

WHEREAS, ACSC and Atmos worked collaboratively to develop a Rate Review Mechanism (“RRM”) tariff that allows for an expedited rate review process by ACSC Cities as a substitute to the Gas Reliability Infrastructure Program (“GRIP”) process instituted by the Legislature, and that will establish rates for the ACSC Cities based on the system-wide cost of serving the Atmos Mid-Tex Division; and

WHEREAS, the current RRM tariff was adopted by the City in a rate ordinance in 2018; and

WHEREAS, on about April 1, 2024, Atmos Mid-Tex filed its 2024 RRM rate request with ACSC Cities based on a test year ending December 31, 2023; and

WHEREAS, ACSC coordinated its review of the Atmos Mid-Tex 2024 RRM filing through its Executive Committee, assisted by ACSC’s attorneys and consultants, to resolve issues identified in the Atmos’s RRM filing; and

WHEREAS, the Executive Committee, as well as ACSC's counsel and consultants, recommend that ACSC Cities approve an increase in base rates for Atmos of \$164.7 million on a system-wide basis with an Effective Date of October 1, 2024; and

WHEREAS, ACSC agrees that Atmos' plant-in-service is reasonable; and

WHEREAS, with the exception of approved plant-in-service, ACSC is not foreclosed from future reasonableness evaluation of costs associated with incidents related to gas leaks; and

WHEREAS, the attached tariffs (Attachment 1) implementing new rates are consistent with the recommendation of the ACSC Executive Committee, are agreed to by Atmos, and are just, reasonable, and in the public interest; and

WHEREAS, the settlement agreement sets a new benchmark for pensions and retiree medical benefits (Attachment 2); and

WHEREAS, the RRM Tariff contemplates reimbursement of ACSC's reasonable expenses associated with RRM applications.

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.

Without prejudice to future litigation of any issue identified by ACSC, the City Council finds that the settled amount of an increase in revenues of \$164.7 million on a system-wide basis represents a comprehensive settlement of gas utility rate issues affecting the rates, operations, and services offered by Atmos within the municipal limits arising from Atmos's 2024 RRM filing, is in the public interest, and is consistent with the City's authority under Section 103.001 of the Texas Utilities Code.

SECTION 3.

Despite finding Atmos's plant-in-service to be reasonable, ACSC is not foreclosed in future cases from evaluating the reasonableness of costs associated with incidents involving leaks of natural gas.

SECTION 4.

The existing rates for natural gas service provided by Atmos are unreasonable. The new tariffs attached hereto and incorporated herein as Attachment 1, are just and reasonable, and are designed to allow Atmos to recover annually an additional \$164.7 million on a system-wide basis, over the amount allowed under currently approved rates. Such tariffs are hereby adopted.

SECTION 5.

The ratemaking treatment for pensions and retiree medical benefits in Atmos's next RRM filing shall be as set forth on Attachment 2, attached hereto and incorporated herein.

SECTION 6.

Atmos shall reimburse the reasonable ratemaking expenses of the ACSC in processing the Atmos's 2024 RRM filing.

SECTION 7.

To the extent any resolution or ordinance previously adopted by the Council is inconsistent with this Resolution, it is hereby repealed.

SECTION 8.

The meeting at which this Resolution was approved was in all things conducted in strict compliance with the Texas Open Meetings Act, Texas Government Code, Chapter 551.

SECTION 9.

If any one or more sections or clauses of this Resolution is adjudged to be unconstitutional or invalid, such judgment shall not affect, impair, or invalidate the remaining provisions of this Resolution, and the remaining provisions of the Resolution shall be interpreted as if the offending section or clause never existed.

SECTION 10.

Consistent with the City Ordinance that established the RRM process, this Resolution shall become effective from and after its passage with rates authorized by attached tariffs to be effective for bills rendered on or after October 1, 2024.

SECTION 11.

A copy of this Resolution shall be sent to Atmos, care of Chris Felan, Vice President of Rates and Regulatory Affairs Mid-Tex Division, Atmos Energy Corporation, 5420 LBJ Freeway, Suite 1862, Dallas, Texas 75240, and to Thomas Brocato, General Counsel to ACSC, at Lloyd Gosselink Rochelle & Townsend, P.C., 816 Congress Avenue, Suite 1900, Austin, Texas 78701.

DULY PASSED AND APPROVED by the City Council of the City of Carrollton, Texas
this 10th day of September, 2024

CITY OF CARROLLTON, TEXAS

By: _____
Steve Babick, Mayor

ATTEST:

Chloe Sawatzky
City Secretary

APPROVED AS TO FORM:

Meredith Ladd
City Attorney

**MID-TEX DIVISION
ATMOS ENERGY CORPORATION**

RATE SCHEDULE:	R – RESIDENTIAL SALES	
APPLICABLE TO:	ALL CUSTOMERS IN THE MID-TEX DIVISION UNDER THE RRM TARIFF	
EFFECTIVE DATE:	Bills Rendered on or after 10/01/2024	

Application

Applicable to Residential Customers for all natural gas provided at one Point of Delivery and measured through one meter

Type of Service

Where service of the type desired by Customer is not already available at the Point of Delivery, additional charges and special contract arrangements between Company and Customer may be required prior to service being furnished

Monthly Rate

Customer's monthly bill will be calculated by adding the following Customer and Company charges to the amounts due under the riders listed below

Charge	Amount
Customer Charge per bill	\$22.95 per month
Rider CEE Surcharge	\$0.05 per month ¹
Total Customer Charge	\$23.00 per month
Commodity Charge All Cc	\$0.58974 per Cc

Gas Cost Recovery Plus an amount for gas costs and upstream transportation costs calculated in accordance with Part A and Part B respectively of Rider GCR

Weather Normalization Adjustment Plus or Minus an amount for weather normalization calculated in accordance with Rider A

Franchise Fee Adjustment Plus an amount for franchise fees calculated in accordance with Rider B. Rider B is only applicable to customers inside the corporate limits of any incorporated municipality

Tax Adjustment Plus an amount for tax calculated in accordance with Rider TAX

Surcharges Plus an amount for surcharges calculated in accordance with the applicable rider's

Agreement

An Agreement for Gas Service may be required

Notice

Service hereunder and the rates for services provided are subject to the orders of regulatory bodies having jurisdiction and to the Company's Tariff for Gas Service

¹Reference Rider CEE Conservation and Energy Efficiency as approved in GUD 10170 Surcharge Billing effective July 1, 2024

**MID-TEX DIVISION
ATMOS ENERGY CORPORATION**

RATE SCHEDULE:	C – COMMERCIAL SALES	
APPLICABLE TO:	ALL CUSTOMERS IN THE MID-TEX DIVISION UNDER THE RRM TARIFF	
EFFECTIVE DATE:	Bills Rendered on or after 10/01/2024	

Application

Applicable to Commercial Customers for all natural gas provided at one Point of Delivery and measured through one meter and to Industrial Customers with an average annual usage of less than 10,000 Ccft

Type of Service

Where service of the type desired by Customer is not already available at the Point of Delivery, additional charges and special contract arrangements between Company and Customer may be required prior to service being furnished.

Monthly Rate

Customer's monthly bill will be calculated by adding the following Customer and Ccft charges to the amounts due under the riders listed below.

Charge	Amount
Customer Charge per bill	\$ 81.75 per month
Rider CEE Surcharge	\$ 0.00 per month ¹
Total Customer Charge	\$ 81.75 per month
Commodity Charge - All Ccft	\$ 0.190 per Ccft

Gas Cost Recovery - Plus an amount for gas costs and upstream transportation costs calculated in accordance with Part A and Part B respectively of Rider GCR.

Weather Normalization Adjustment - Plus or Minus an amount for weather normalization calculated in accordance with Rider A.

Franchise Fee Adjustment - Plus an amount for franchise fees calculated in accordance with Rider B. Rider B is only applicable to customers inside the corporate limits of any incorporated municipality.

Tax Adjustment - Plus an amount for tax calculated in accordance with Rider TAX.

Surcharges - Plus an amount for surcharges calculated in accordance with the applicable riders.

Agreement

An Agreement for Gas Service may be required.

Notice

Service hereunder and the rates for services provided are subject to the orders of regulatory bodies having jurisdiction and to the Company's Tariffs for Gas Service.

Presumption of Plant Protection Level

For service under this Rate Schedule, plant protection volumes are presumed to be 10% of normal regular/historical usage as reasonably calculated by the Company in its sole discretion. If a customer believes it needs to be modeled at an alternative plant protection volume, it should contact the company at mdtx-div-plantprotection@atmosenergy.com.

¹ Reference Rider CEE - Conservation and Energy Efficiency as approved in GUD 10170 - Surcharge Billing effective July 1, 2024.

**MID-TEX DIVISION
ATMOS ENERGY CORPORATION**

RATE SCHEDULE:	I – INDUSTRIAL SALES	
APPLICABLE TO:	ALL CUSTOMERS IN THE MID-TEX DIVISION UNDER THE RRM TARIFF	
EFFECTIVE DATE:	Bills Rendered on or after 10/01/2024	

Application

Applicable to Industrial Customers with a maximum daily usage (MDU) of less than 200 MMcu per day for all natural gas provided at one Point of Delivery and measured through one meter. Service for Industrial Customers with an MDU equal to or greater than 200 MMcu per day will be provided at Company's sole option and will require special contract arrangements between Company and Customer.

Type of Service

Where service of the type desired by Customer is not already available at the Point of Delivery, additional charges and special contract arrangements between Company and Customer may be required prior to service being furnished.

Monthly Rate

Customer's monthly bill will be calculated by adding the following Customer and MMcu charges to the amounts due under the riders listed below.

Charge	Amount
Customer Charge per Meter	\$1,587.75 per month
First 0 MMcu to 1,500 MMcu	\$0.655 per MMcu
Next 1,500 MMcu	\$0.4799 per MMcu
All MMcu over 5,000 MMcu	\$0.1029 per MMcu

Gas Cost Recovery Plus an amount for gas costs and upstream transportation costs calculated in accordance with Part A and Part B respectively. Rider GCR.

Franchise Fee Adjustment Plus an amount for franchise fees calculated in accordance with Rider B. Rider B is only applicable to customers inside the corporate limits of any incorporated municipality.

Tax Adjustment Plus an amount for tax calculated in accordance with Rider TAX.

Surcharges Plus an amount for surcharges calculated in accordance with the applicable rider(s).

Curtailed Overpull Fee

Upon notification by Company of an event of curtailment or interruption of Customer's deliveries, Customer will, for each MMcu delivered in excess of the stated level of curtailment or interruption, pay Company 200% of the midpoint price for the Katy point listed in *Platts Gas Daily* published for the applicable Gas Day in the table entitled "Daily Price Survey".

Replacement Index

In the event the "midpoint" or "common" price for the Katy point listed in *Platts Gas Daily* in the table entitled "Daily Price Survey" is no longer published, Company will calculate the applicable imbalance fees utilizing a daily price index recognized as authoritative by the natural gas industry and most closely approximating the applicable index.

**MID-TEX DIVISION
ATMOS ENERGY CORPORATION**

RATE SCHEDULE:	I – INDUSTRIAL SALES	
APPLICABLE TO:	ALL CUSTOMERS IN THE MID-TEX DIVISION UNDER THE RRM TARIFF	
EFFECTIVE DATE:	Bills Rendered on or after 10/01/2024	

Agreement

An Agreement for Gas Service may be required.

Notice

Service hereunder and the rates for services provided are subject to the orders of regulatory bodies having jurisdiction and to the Company's Tariff for Gas Service.

Special Conditions

In order to receive service under Rate I, Customer must have the type of meter required by Company. Customer must pay Company all costs associated with the acquisition and installation of the meter.

Presumption of Plant Protection Level

For service under this Rate Schedule, plant protection volumes are presumed to be 10% of normal regular historical usage as reasonably calculated by the Company in its sole discretion. If a customer believes it needs to be modeled at an alternative plant protection volume, it should contact the company at mdtx-div-plantprotection@atmosenergy.com.

**MID-TEX DIVISION
ATMOS ENERGY CORPORATION**

RATE SCHEDULE:	T – TRANSPORTATION	
APPLICABLE TO:	ALL CUSTOMERS IN THE MID-TEX DIVISION UNDER THE RRM TARIFF	
EFFECTIVE DATE:	Bills Rendered on or after 10/01/2024	

Application

Applicable in the event that Company has entered into a Transportation Agreement to a customer directly connected to the Atmos Energy Corp. Mid-Tex Division Distribution System (Customer) for the transportation of all natural gas supplied by Customer or Customer's agent at one Point of Delivery for use in Customer's facility.

Type of Service

Where service of the type desired by Customer is not already available at the Point of Delivery, additional charges and special contract arrangements between Company and Customer may be required prior to service being furnished.

Monthly Rate

Customer's bill will be calculated by adding the following Customer and MMtu charges to the amounts and quantities due under the riders listed below.

Charge	Amount
Customer Charge per Meter	\$1,587.75 per month
First 0 MMtu to 1,500 MMtu	\$0.655 per MMtu
Next 1,500 MMtu	\$0.4799 per MMtu
All MMtu over 5,000 MMtu	\$0.1029 per MMtu

Upstream Transportation Cost Recovery Plus an amount for upstream transportation costs in accordance with Part 100 of Rider GCR.

Retention Adjustment Plus a quantity of gas as calculated in accordance with Rider RA.

Franchise Fee Adjustment Plus an amount for franchise fees calculated in accordance with Rider 100. Rider 100 is only applicable to customers inside the corporate limits of any incorporated municipality.

Tax Adjustment Plus an amount for tax calculated in accordance with Rider TAX.

Surcharges Plus an amount for surcharges calculated in accordance with the applicable rider's.

Imbalance Fees

All fees charged to Customer under this Rate Schedule will be charged based on the quantities determined under the applicable Transportation Agreement and quantities will not be aggregated for any Customer with multiple Transportation Agreements for the purposes of such fees.

Monthly Imbalance Fees

Customer shall pay Company the greater of \$0.10 per MMtu or \$150 of the difference per MMtu between the highest and lowest midpoint price for the Katy point listed in *Platts Gas Daily* in the table entitled "Daily Price Survey" during such month for the MMtu of Customer's monthly Cumulative Imbalance as defined in the applicable Transportation Agreement at the end of each month that exceeds 10 of Customer's receipt quantities for the month.

**MID-TEX DIVISION
ATMOS ENERGY CORPORATION**

RATE SCHEDULE:	T – TRANSPORTATION	
APPLICABLE TO:	ALL CUSTOMERS IN THE MID-TEX DIVISION UNDER THE RRM TARIFF	
EFFECTIVE DATE:	Bills Rendered on or after 10/01/2024	

Curtailement Overpull Fee

Upon notification by Company of an event of curtailement or interruption of Customer's deliveries, Customer will pay for each MMbtu delivered in excess of the stated level of curtailement or interruption, pay Company 200% of the midpoint price for the Katy point listed in *Platts Gas Daily* published for the applicable Gas Day in the table entitled "Daily Price Survey".

Replacement Index

In the event the "midpoint" or "common" price for the Katy point listed in *Platts Gas Daily* in the table entitled "Daily Price Survey" is no longer published, Company will calculate the applicable imbalance fees utilizing a daily price index recognized as authoritative by the natural gas industry and most closely approximating the applicable index.

Agreement

A transportation agreement is required.

Notice

Service hereunder and the rates for services provided are subject to the orders of regulatory bodies having jurisdiction and to the Company's Tariff for Gas Service.

Special Conditions

In order to receive service under Rate T, customer must have the type of meter required by Company. Customer must pay Company all costs associated with the acquisition and installation of the meter.

**MID-TEX DIVISION
ATMOS ENERGY CORPORATION**

RIDER:	WNA – WEATHER NORMALIZATION ADJUSTMENT	
APPLICABLE TO:	ALL CUSTOMERS IN THE MID-TEX DIVISION UNDER THE RRM TARIFF	
EFFECTIVE DATE:	Bills Rendered on or after 10/01/2024	

Provisions for Adjustment

The Commodity Charge per Cc 100 cubic feet for gas service set forth in any Rate Schedules utilized by the cities of the Mid-Tex Division service area for determining normalized winter period revenues shall be adjusted by an amount hereinafter described which amount is referred to as the "Weather Normalization Adjustment". The Weather Normalization Adjustment shall apply to all temperature sensitive residential and commercial bills based on meters read during the revenue months of November through April. The five regional weather stations are Abilene, Austin, Dallas, Fort Worth and Wichita Falls.

Computation of Weather Normalization Adjustment

The Weather Normalization Adjustment factor shall be computed to the nearest one hundredth cent per Cc by the following formula:

$$WNA_i = R_i \times \frac{HS_i \times DD - ADD}{L_i \times HS_i + ADD}$$

- where
- i = any particular Rate Schedule or billing classification within any such particular Rate Schedule that contains more than one billing classification
- WNA_i = Weather Normalization Adjustment factor for the i^{th} rate schedule or classification expressed in cents per Cc
- R_i = Commodity Charge rate of temperature sensitive sales for the i^{th} schedule or classification
- HS_i = heat sensitive factor for the i^{th} schedule or classification divided by the average bill count in that class
- DD = billing cycle normal heating degree days calculated as the simple ten-year average of actual heating degree days
- ADD = billing cycle actual heating degree days
- L_i = base load sales for the i^{th} schedule or classification divided by the average bill count in that class

The Weather Normalization Adjustment for the i^{th} customer in i^{th} rate schedule is computed as:

$$WNA_i \times Q_i$$

where Q_i is the relevant sales quantity for the i^{th} customer in i^{th} rate schedule

**MID-TEX DIVISION
ATMOS ENERGY CORPORATION**

RIDER:	WNA – WEATHER NORMALIZATION ADJUSTMENT	
APPLICABLE TO:	ALL CUSTOMERS IN THE MID-TEX DIVISION UNDER THE RRM TARIFF	
EFFECTIVE DATE:	Bills Rendered on or after 10/01/2024	

Case Use/Heat Use Factors

Weather Station	<u>Residential</u>		<u>Commercial</u>	
	<u>Case use Ccf</u>	<u>Heat use Ccf/HDD</u>	<u>Case use Ccf</u>	<u>Heat use Ccf/HDD</u>
Arlene	9.52	0.1526	88.98	0.7485
Austin	8.87	0.144	21.000	0.9142
Dallas	12.08	0.2024	185.59	1.0974
Lubbock	8.71	0.1219	100.62	0.7190
Wichita Falls	10.20	0.194	117.78	0.645

Weather Normalization Adjustment WNA Report

On or before June 1 of each year the company posts on its website at atmosenergy.com/mtx/na in Excel format a *Weather Normalization Adjustment (WNA) Report* to show how the company calculated its Case Factor during the preceding winter season. Additionally, on or before June 1 of each year the company files one hard copy and an Excel version of the *WNA Report* with the Railroad Commission of Texas Gas Services Division addressed to the Director of that Division.

**ATMOS ENERGY CORP., MID-TEX DIVISION
MID-TEX RATE REVIEW MECHANISM
PENSIONS AND RETIREE MEDICAL BENEFITS FOR CITIES APPROVAL
TEST YEAR ENDING DECEMBER 31, 2023**

Line No.	Description	Shared Services		Mid-Tex Direct			Adjustment Total
		Pension Account Plan	Post-Employment Benefit Plan	Pension Account Plan	Post-Employment Benefit Plan	Supplemental Executive Benefit Plan	
	(a)	(b)	(c)	(d)	(e)	(f)	(g)
1	Proposed Benefits Benchmark - Fiscal Year 2024 Willis Towers Watson Report as adjusted	\$ 1,402,365	\$ (1,146,665)	\$ 2,186,549	\$ (4,070,086)	\$ 278,107	
2	Allocation Factor	45.93%	45.93%	82.00%	82.00%	100.00%	
3	Proposed Benefits Benchmark Costs Allocated to Mid-Tex (Ln 1 x Ln 2)	\$ 644,172	\$ (526,717)	\$ 1,792,929	\$ (3,337,394)	\$ 278,107	
4	O&M and Capital Allocation Factor	100.00%	100.00%	100.00%	100.00%	100.00%	
5	Proposed Benefits Benchmark Costs to Approve (Ln 3 x Ln 4)	\$ 644,172	\$ (526,717)	\$ 1,792,929	\$ (3,337,394)	\$ 278,107	\$ (1,148,903)
6							
7	O&M Expense Factor (WP_F-2.3, Ln 2)	81.70%	81.70%	38.85%	38.85%	11.24%	
8							
9	Summary of Costs to Approve:						
10	Total Pension Account Plan	\$ 526,315		\$ 696,536			\$ 1,222,851
11	Total Post-Employment Benefit Plan		\$ (430,349)		\$ (1,296,547)		(1,726,896)
12	Total Supplemental Executive Benefit Plan					\$ 31,256	31,256
13	Total (Ln 10 + Ln 11 + Ln 12)	\$ 526,315	\$ (430,349)	\$ 696,536	\$ (1,296,547)	\$ 31,256	\$ (472,789)



Agenda Memo
File Number: 6850

Agenda Date: 9/10/2024

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Resolution

Agenda Number: *27.

CC MEETING: September 10, 2024

DATE: August 13, 2024

TO: Erin Rinehart, City Manager

FROM: Diana Vaughn, Chief Financial Office
Chrystal Davis, Assistant City Manager

Consider A **Resolution Amending Resolution No. 4628 Relating To The Award Of Bid #21-022 To VertexOne for the Utility Billing Solution, Authorizing the City Manager to Execute All Necessary Documents to Obtain Additional Integration Between VertexOne’s Utility Billing System and City Systems, And Authorizing Additional Funds to Ensure Access to the Utility Billing System for the Term of the Agreement with Vertex One In The Amount Of \$296,823.00, For A New Total Amount Not To Exceed \$3,161,506, through October 1, 2027.**

BACKGROUND:

Following an extensive bid process, on August 2, 2022, the City Council authorized the City Manager to enter into an agreement with VertexOne to procure and implement a new Utility Billing Software to replace the original system that services approximately 34,500 residential and 5,000 commercial customer accounts. The amount of the original authorization was \$2,864,683.

The new software solution provides enhanced customer functionality, allows for more detailed reporting and is compatible with multiple automated metering systems. Since implementation, 17,744 customers have signed up for a portal account to provide numerous self-service options and analytical tools.

As the City of Carrollton implements its new Work Order Asset Management System, an electronic interface with the VertexOne system is an essential part of gaining operational efficiency. As this is a proprietary system adding this and other integrations to new software will require a contract amendment with VertexOne.

FINANCIAL IMPLICATIONS:

Although the entire amount of the project implementation and the recurring costs have been budgeted, City staff are seeking increased City Council authorization to amend the contract where necessary to add additional integrations and pay for licensing throughout the end of the contract. Increases include authorization for:

- \$16,650 for Work Order Asset Management integration
- \$230,173 for licensing through the end of contract
- \$50,000 contingency for future integrations and changes

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 accessibility to city services and leveraging technology to improve our operational effectiveness and efficiency.

STAFF RECOMMENDATION/ACTION DESIRED:

Staff recommends that City Council authorize the City Manager to amend the resolution and to include additional electronic integrations between the Utility Billing Software, and other City Software to improve operational efficiency in the amount of \$296,823.00, for a new total amount not to exceed \$3,161,506.00

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARROLLTON, TEXAS, AMENDING RESOLUTION NO. 4628 RELATING TO THE AWARD OF BID #21-022 TO VERTEXONE FOR UTILITY BILLING SOLUTION; AUTHORIZING THE CITY MANAGER TO EXECUTE ALL NECESSARY DOCUMENTS IN ORDER TO OBTAIN ADDITIONAL INTEGRATION BETWEEN VERTEXONE'S UTILITY BILLING SYSTEM AND CITY SYSTEMS; AUTHORIZING ADDITIONAL FUNDS TO ENSURE ACCESS TO THE UTILITY BILLING SYSTEM FOR THE TERM OF THE AGREEMENT WITH VERTEXONE; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on August 2, 2022, the City Council of the City of Carrollton, Texas, ("City Council") passed Resolution No. 4628, awarding BID #21-022 to VertexOne for a Utility Billing Solution ("UBS");

WHEREAS, the City of Carrollton, Texas ("City") has implemented a new Work Order Management Software ("WOMS") to be used by multiple departments throughout the City and, in order to maintain efficient operations, the UBS must be able to integrate with WOMS and other City software;

WHEREAS, the UBS is a proprietary solution that manages customer accounts and meters for City customers and VertexOne is the sole provider of the integration necessary to connect WOMS to the UBS database, which the City needs to acquire in the amount of \$16,650;

WHEREAS, the contract with VertexOne expires on September 30, 2027, and funds for the UBS have been budgeted on a recurring basis, but additional authorization in the amount of \$230,173 is necessary to ensure the license and access remains available until the end of the contract term;

WHEREAS, future integrations with UBS are expected to be necessary, so additional contingency in the amount of \$50,000 is included in this authorization to avoid the necessity of additional City Council consideration of a routine expenditure; and

WHEREAS, the City Council finds that it is in the best interest of the citizens of the City to authorize the City Manager to pay for and obtain from VertexOne the necessary software and equipment to provide integration between the UBS and other City software.

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 is hereby authorized to execute all necessary documents to ensure funding through the terms of the VertexOne agreement and acquire the necessary equipment and software in order for the WOMS and any other software to integrate with the UBS in a total amount not to exceed \$296,823, for a revised total contract amount with VertexOne not to exceed \$3,161,506.

Section 3

This Resolution shall take effect upon passage.

DULY PASSED AND APPROVED by the City Council of the City of Carrollton, Texas this 10th day of September 2024.

CITY OF CARROLLTON, TEXAS

ATTEST:

Chloe Sawatzky, City Secretary

Steve Babick, Mayor

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:

Meredith Ladd, City Attorney

Diana Vaughn, Chief Financial Officer



Agenda Memo
File Number: 6851

Agenda Date: 9/10/2024

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Resolution

Agenda Number: *28.

CC MEETING: September 10, 2024

DATE: August 21, 2024

TO: Erin Rinehart, City Manager

FROM: Elliott Reep, Emergency Management Coordinator
Rex Redden, Executive Director of Public Safety

Consider A **Resolution For The Ratification Of Emergency Storm Debris Removal Services By CrowderGulf, LLC. In An Amount Not To Exceed \$1,266,800.**

BACKGROUND:

One the morning of May 28th, 2024, the City of Carrollton was impacted by a thunderstorm wind event. During this event, all 37.1 square miles of the City were impacted by the equivalent of an EF-1 tornado or Category 1 hurricane (85 to 95 mph wind). The total estimated debris exceeded 150,000 cubic yards.

In the immediate aftermath of the storm, damage assessments made it evident that significant tree and vegetation damage had occurred throughout the City. Staff determined the event exceeded the City’s normal bulk waste service and activated a previously approved City Debris Removal Management Plan. To prepare for an incident such as this, the Carrollton Office of Emergency Management created a City Debris Management Plan in 2014 and in 2022 procured a stand-by contract with debris removal company Crowder Gulf; the contract was approved by City Council on June 14th, 2022.

The City requested the services of CrowderGulf on the day of the storm. CrowderGulf mobilized and started collecting storm debris on June 3rd, and coordinated with the current provider, Republic Services, who deployed all available resources as well. The CrowderGulf contract specified a daily rate of \$3,600 per truck per day (they allowed the City to add a trailer to each truck for no additional charge), and \$2,000 per wheel loader per day; a wheel loader is used to push debris from an area a truck cannot access to where the debris can be picked up. Operations began with four trucks but was expanded to six trucks and one wheel loader for maximum efficiency during the response. Storm debris removal operations effectively wrapped up on July 31st with 5,696 streets having been cleared. An estimated 151,809 cubic yards of storm debris was collected in just under two months.

FINANCIAL IMPLICATIONS:

The total for all operations under the contracted daily rates amounted to \$1,266,800 and was budgeted through use of city contingency funds and a previously approved budgetary amendment. Additional excess funds from the Emergency response paid for employee overtime, tree trimming, and other necessary expenses. Any excess funds will be returned to the city's contingency for future needed response.

<u>ACCOUNT UNIT</u>	<u>ACCOUNT</u>	<u>BUDGET AMOUNT</u>
854101	124460199	\$2,436,400

STAFF RECOMMENDATION/ACTION DESIRED:

Staff recommends City Council ratification of the expenditure for emergency storm debris removal service and payment to Crowder Gulf, LLC. in an amount not to exceed \$1,266,800.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARROLLTON, TEXAS, RATIFYING EXPENDITURES MADE PURSUANT TO AN AGREEMENT BETWEEN THE CITY OF CARROLLTON AND CROWDERGULF, LLC FOR EMERGENCY DISASTER RESPONSE SERVICES AFTER A MAJOR WIND EVENT; ESTABLISHING THE AMOUNT FOR SERVICES NOT TO EXCEED \$1,266,800.00; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on October 26, 2021, pursuant to Resolution 4555, City Council of the City of Carrollton, Texas (“City Council”) authorized the City Manager to enter into an agreement with CrowderGulf, LLC for debris removal and other disaster response services; and

WHEREAS, on May 28, 2024, the majority of the north Texas region was impacted by a thunderstorm and wind event (“Event”) that cause wide-spread damage across the city; and

WHEREAS, the City of Carrollton’s (“City”) current waste hauler did not have the resources to respond to the Event and activated the emergency response agreement with CrowderGulf, LLC; and

WHEREAS, CrowderGulf, LLC performed services throughout the city through July 31, 2024 collecting an estimated 151,809 cubic yards of debris resulting in a cost for services of \$1,266,800; and

WHEREAS, although the services were performed pursuant to a contract bid in accordance with Texas state law, no funds were encumbered for such services; and

WHEREAS, the City Council finds such costs as necessary and appropriate for the services performed by CrowderGulf, LLC after the Event in order to protect the health and safety of the citizens of the City.

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 and are incorporated herein and made a part hereof for all purposes.

SECTION 2

The expenses incurred by the City for services performed by CrowderGulf, LLC pursuant to the agreement approved by City Council on October 26, 2021, are hereby ratified and approved in an amount not to exceed \$1,266,800 for debris removal services for the residents of the City of Carrollton.

SECTION 3

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

DULY PASSED AND APPROVED by the City Council of the City of Carrollton, Texas, this 10th day of September 2024.

CITY OF CARROLLTON, TEXAS

Steve Babick, Mayor

ATTEST:

Chloe Sawatzky, City Secretary

APPROVED AS TO FORM:

Meredith Ladd, City Attorney

APPROVED AS TO CONTENT:

Diana Vaughn, Chief Financial Officer



Agenda Memo
File Number: 6856

Agenda Date: 9/10/2024

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Resolution

Agenda Number: *29.

CC MEETING: September 10, 2024

DATE: September 3, 2024

TO: Erin Rinehart, City Manager

FROM: Kim Bybee, Parks Manager
Chrystal Davis, ACM - Culture, Leisure & Support Services

Consider A **Resolution For The Ratification Of Emergency Tree Trimming Services By Elite Tree Services, LLC. In An Amount Not To Exceed \$29,255, For A New One-Year Amount Not To Exceed \$125,755, And A New Total Contract Amount Not To Exceed \$318,755.**

BACKGROUND:

On May 28th, 2024, the City of Carrollton was impacted by a thunderstorm wind event that damaged private and public property, city-owned and maintained trees, and contributed to an estimated 150,000 cubic yards of debris across the City.

The City contracts with Elite Tree Services, LLC to provide routine and as-needed tree trimming services at all city parks, facilities, and rights-of-way. The contract also includes services related to clean-up from storm-related damage on City property. Elite Tree Services, LLC assisted City staff in the removal of vegetative debris throughout medians, City parks and the golf course. They also trimmed trees to remove broken limbs that could cause further damage or injury.

The work associated with these expenditures went through the bidding process and a contract was awarded for \$96,500 per year. However, the scope of the emergency work performed pushed spend above the annual amount previously authorized by Council. The spend beyond the authorized amount was \$29,255, which brought the total amount for the one-year contract term to \$125,755. Therefore, City Council approval is necessary to ratify the expenditures above the original authorized amount.

FINANCIAL IMPLICATIONS:

The emergency debris cleanup increased the contract term spend beyond the Council authorized amount. The ratification will increase the \$96,500 authorized for the contract term that was approved by Council July 11, 2023, and went from July 19, 2023, to July 18, 2024, to an amount of \$125,755.

The increase includes all spend associated with regular and emergency services during the term period. The new contract total is an amount not to exceed \$318,755.

IMPACT ON COMMUNITY SUSTAINABILITY:

The spend for this service supports and aligns with the City Council's goals and objectives to adapt business practices to respond to changing conditions.

STAFF RECOMMENDATION/ACTION DESIRED:

Staff recommends City Council ratification of the expenditure for emergency tree trimming and clean-up services and payment to Elite Tree Services, LLC. in an amount not to exceed \$29,255, for a new one-year amount not to exceed \$125,755, and a new total contract amount not to exceed \$318,755.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARROLLTON, TEXAS, RATIFYING EXPENDITURES MADE PURSUANT TO RFP #23-026 AWARDED TO ELITE TREE SERVICES, LLC FOR EMERGENCY TREE TRIMMING SERVICES AFTER A MAJOR WIND EVENT; INCREASING THE ANNUAL AWARD FOR FISCAL YEAR 2024 TO AN AMOUNT NOT TO EXCEED \$125,755; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, on July 11, 2023, the City Council of the City of Carrollton, Texas (“City Council”) awarded RFP #23-026 to Elite Tree Services, LLC for tree trimming and emergency response services; and

WHEREAS, on May 28, 2024, the majority of the north Texas region was impacted by a thunderstorm and wind event (“Event”) that cause wide-spread damage across the city; and

WHEREAS, Elite Tree Services, LLC performed services throughout the city through July 18, 2024 trimming trees and assisting with removal of vegetative debris in medians, city parks, and the golf course for additional cost for services in the amount of \$29,255; and

WHEREAS, although the services were performed pursuant to a contract bid in accordance with Texas state law, the cost of the emergency services exceeded the authorized spend amount; and

WHEREAS, the City Council finds such costs as necessary and appropriate for the services performed by Elite Tree Services, LLC after the Event in order to protect the health and safety of the citizens of the City.

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 and are incorporated herein and made a part hereof for all purposes.

SECTION 2

The expenses incurred by the City for services performed by Elite Tree Services, LLC pursuant to the agreement approved by City Council on July 11, 2023, in the amount of \$29,255 are hereby ratified and approved resulting in a fiscal year award for services in an amount not to exceed \$125,755 for tree trimming and debris removal services for the residents of the City of Carrollton.

SECTION 3

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

DULY PASSED AND APPROVED by the City Council of the City of Carrollton, Texas, this 10th day of September 2024.

CITY OF CARROLLTON, TEXAS

Steve Babick, Mayor

ATTEST:

Chloe Sawatzky, City Secretary

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:

Meredith Ladd, City Attorney

Scott Whitaker, Director of Parks and Recreation



Agenda Memo File Number: 6859

Agenda Date: 9/10/2024

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Resolution

Agenda Number: *30.

CC MEETING: September 10, 2024

DATE: September 3, 2024

TO: Erin Rinehart, City Manager

FROM: Samantha Dean, Director of Workforce Services
Chrystal Davis, Assistant City Manager

Consider A **Resolution Authorizing The City Manager To Bind Coverage With the Texas Municipal League Intergovernmental Risk Pool (TMLIRP) for Workers' Compensation, General Liability, Including Law Enforcement Errors And Omissions, Automobile Liability, Automobile Physical Damage, Crime, Real And Personal Property, and Mobile Equipment, And Arthur J. Gallagher for Cyber Liability In An Annual Amount Not To Exceed \$1,400,000.00.**

BACKGROUND:

The City of Carrollton issued RFP #24-026 for Property, Liability, Workers' Compensation and Cyber Insurance services. Vendors were notified via the City's electronic bidding system and the City received proposals from three (3) vendors. After review and analysis of the submissions, the City's Insurance Consultant Charlesworth Consulting and City staff recommends awarding to TMLIRP as the provider for Workers' Compensation, General Liability, which includes Law Enforcement and Errors and Omissions, Automobile Liability, Automobile Physical Damage, Crime, Real and Personal Property, and Mobile Equipment; and awarding Arthur J. Gallagher as the provider for Cyber Liability.

The attached resolution authorizes the City Manager to enter into an agreement with Texas Municipal League Intergovernmental Risk Pool (TMLIRP) and Arther J. Gallagher for the aforementioned services.

FINANCIAL IMPLICATIONS:

Texas Municipal League Intergovernmental Risk Pool (TMLIRP) issued a quote for Workers' Compensation, General Liability, including Law Enforcement Errors and Omissions, Automobile Liability, Automobile Physical Damage, Crime, Real and Personal Property, and Mobile Equipment in

an amount not to exceed \$1,350,000.00.

Arthur J. Gallagher issued a quote for Cyber Liability in an amount not to exceed \$50,000.00.

These insurance premiums will be paid with budgeted funds in the Risk Management Fund.

The contract term is for one-year. Additional renewals will be considered at the end of the term and brought before Council for consideration. All agreements will begin October 1, 2024.

IMPACT ON COMMUNITY SUSTAINABILITY:

This project supports and aligns with City Council’s goals and objectives of ensuring employees have appropriate resources and exemplify the vision.

STAFF RECOMMENDATION/ACTION DESIRED:

Staff recommends adoption of the attached resolution authorizing the City Manager to execute contracts with Texas Municipal League Intergovernmental Risk Pool (TMLIRP) and Arthur J. Gallagher to be effective October 1, 2024.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARROLLTON, TEXAS, AUTHORIZING THE CITY MANAGER TO BIND COVERAGE WITH TEXAS MUNICIPAL LEAGUE INTERGOVERNMENTAL RISK POOL (TMLIRP) FOR WORKERS' COMPENSATION, GENERAL LIABILITY, INCLUDING LAW ENFORCEMENT ERRORS AND OMISSIONS, AUTOMOBILE LIABILITY, AUTOMOBILE PHYSICAL DAMAGE, CRIME, REAL & PERSONAL PROPERTY, AND MOBILE EQUIPMENT; AND BIND COVERAGE WITH ARTHUR J GALLAGHER FOR CYBER LIABILITY IN AN AMOUNT NOT TO EXCEED \$1,400,000.00; AND PROVIDING AN EFFECTIVE DATE OF OCTOBER 1, 2024.

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

SECTION 1

The City Manager is hereby authorized to bind coverage with TMLIRP for Workers' Compensation, General Liability, which includes Law Enforcement and Errors and Omissions, Automobile Liability, Automobile Physical Damage, Crime, Real and Personal Property and Mobile Equipment for an amount not to exceed \$1,350,000.00 per year including contingency, and Arthur J Gallagher for Cyber Liability for a total amount not to exceed \$50,000.

SECTION 2

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

SECTION 3

This Resolution shall take effect on October 1, 2024.

DULY PASSED AND APPROVED by the City Council of the City of Carrollton, Texas this 10th day of September 2024.

Steve Babick, Mayor

ATTEST:

Chloe Sawatzky, City Secretary

APPROVED AS TO FORM:

Meredith Ladd, City Attorney

APPROVED AS TO CONTENT:

Samantha Dean,
Workforce Services Director



Agenda Memo
File Number: 6862

Agenda Date: 9/10/2024

Version: 1

Status: Consent Agenda

In Control: City Council

File Type: Resolution

Agenda Number: *31.

CC MEETING: September 10, 2024

DATE: September 5, 2024

TO: Erin Rinehart, City Manager

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

Consider A Resolution **Authorizing The City Manager To Amend The Contract With Orion Management Solutions For Management Of Indian Creek Golf Course By Revising The Revenue Share Formula And Authorizing A Management Fee In Certain Circumstances.**

BACKGROUND:

Indian Creek Golf Club (ICGC) is a 36-hole municipal golf course that has been operated by a golf management company, Orion Management Solutions since January 2017. The contract is a shared revenue model, in which the contractor manages all operations of golf, and both the City and contractor receive a percentage of total revenue. This allows for both the city and contractor to share in the risk and reward.

Since Orion has operated Indian Creek Golf Club the facility has been through a flood event in 2018, a renovation in 2019, where one course was closed for a year, COVID, which caused the entire property to close for five weeks and restrictions on use for an additional three months, and a drought in 2022. Most recently straight-line winds and flooding required all thirty-six holes to be shut down for a month. Staff has work diligently with Orion during these acts of nature and amended the management contract to allow both parties to keep the facility up and running at a high level when open to the public.

Despite all the unexpected challenges over the past seven years Orion has provided consistent professional management of ICGC. The city has gone from having to support the golf club by contributing tens of thousands of dollars annually from the general fund to currently having a reserve of approximately \$1.7 million. In 2023 the city’s portion of the revenue exceeded \$900,000.00. Unfortunately, Orion lost money last year due to expenses in several areas such as food prices, salaries, new golf car fleet, and other supplies.

To keep ICGC competitive and at the customer service level the golfing community enjoys, staff is requesting an adjustment to the management contract. Moving the average annual percentage from eighteen percent to sixteen percent which would continue to cover the city's operating expenses and allow Orion to maintain the facility at a level appropriate to the value customers receive.

FINANCIAL IMPLICATIONS:

The goal of the revenue share model is for the operator/contractor to generate sufficient funds to sustain golf operations with no subsidy from the general fund. Staff believes this update allows for the city to completely pay for golf operations while allowing the contractor to make a profit.

STAFF RECOMMENDATION/ACTION DESIRED:

Staff recommends the City Council approve the Resolution authorizing the City Manager to amend the contract with Orion Management Solutions relative to the revenue share model and authorizing a management fee in certain circumstances.

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARROLLTON, TEXAS, AMENDING THE CONTRACT WITH ORION MANAGEMENT SOLUTIONS FOR GOLF MANAGEMENT RELATED TO INDIAN CREEK GOLF CLUB BY REVISING THE REVENUE SHARE FORMULA; AUTHORIZING A MANAGEMENT FEE TO BE PAID BY THE CITY WHEN THE GOLF COURSE IS CLOSED FOR AT LEAST 5 DAYS DUE TO EXTRAORDINARY EVENTS; AND PROVIDING AN EFFECTIVE DATE.

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

SECTION 1

The City Manager is authorized to execute an amendment to the contract with Orion Management Solutions for golf management to revise the City of Carrollton's revenue share to sixteen percent (16%) and to include a monthly management fee of Seven Thousand Dollars (\$7,000) when the golf course must be closed for at least five days during extraordinary events.

SECTION 2

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

SECTION 3

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

DULY PASSED AND APPROVED by the City Council of the City of Carrollton, Texas this 10th day of September 2024.

Steve Babick, Mayor

ATTEST:

Chloe Sawatzky, City Secretary

Resolution No. _____

APPROVED AS TO FORM:

Meredith A. Ladd, City Attorney

APPROVED AS TO CONTENT:

Scott Whitaker,
Director of Parks and Recreation



Agenda Memo
File Number: 6817

Agenda Date: 9/10/2024

Version: 1

Status: Public Hearing/Individual Consideration

In Control: City Council

File Type: Public Hearing

Agenda Number: 32.

CC MEETING: September 10, 2024

DATE: August 30, 2024

TO: Erin Rinehart, City Manager

FROM: Loren Shapiro, AICP, Planning Manager
Shannon Hicks, Assistant City Manager

Hold A **Public Hearing To Consider An Ordinance Amending The Zoning To Establish A Special Use Permit To Allow An Amusement Arcade (Excluding Adult Arcade) In An Approximately 1,300 Square Foot Space Zoned PD-63 For The (LR-2) Local Retail District And Located At 3044 Old Denton Road, Suite 117; Amending The Official Zoning Map Accordingly.** Case No. PLSUP 2024-085 Eiswelt Gelato And Arcade.

BACKGROUND:

This is a request for approval of a Special Use Permit to allow an amusement arcade (excluding adult arcade) as an additional use to an allowed limited-service restaurant (gelato shop) at 3044 Old Denton Road, Suite 117.

The previous tenant was a driving school.

STAFF RECOMMENDATION/ACTION DESIRED:

On August 1, 2024, the Planning and Zoning Commission recommended **APPROVAL** with stipulations. The attached ordinance reflects the action of the Commission.

Staff recommends **APPROVAL** and adoption of the ordinance.

RESULTS SHEET

Date: 09/10/24

Case No./Name: PLSUP 2024-085 Eiswelt Gelato and Arcade

A. STIPULATIONS AND RECOMMENDATIONS

Staff recommends **APPROVAL** with the following stipulations:

1. Permitted use: Amusement arcade (excluding adult arcade).
2. The number of gaming stations shall be limited to 32, including photo booths.
3. No simulated gambling devices shall be allowed.
4. Alcohol sale and consumption is prohibited.
5. Any windows located in perimeter walls of the establishment are prohibited from being obscured and shall be clear of any obstructions.
6. A label identifying compliance with state law must be clearly displayed on each gaming device located within the establishment.
7. The Certificate of Occupancy issued by the City showing approval to operate an arcade shall be clearly displayed in the establishment.
8. For establishments not approved for smoking, “No Smoking” signs shall be posted throughout the establishment such that no point in the establishment is more than 50 feet from the nearest sign. Such signs shall be in accordance with the requirements set forth in Section 93.04 of the Code of Ordinances.
9. Daily hours of operation shall be limited to 2:00pm – 10:00pm.
10. The hours of operation shall be clearly posted at the entrance of the establishment.

B. P&Z RECOMMENDATION from P&Z meeting: 08/01/24

Result: APPROVED with modification to stipulation no. 9: /Vote: 9-0

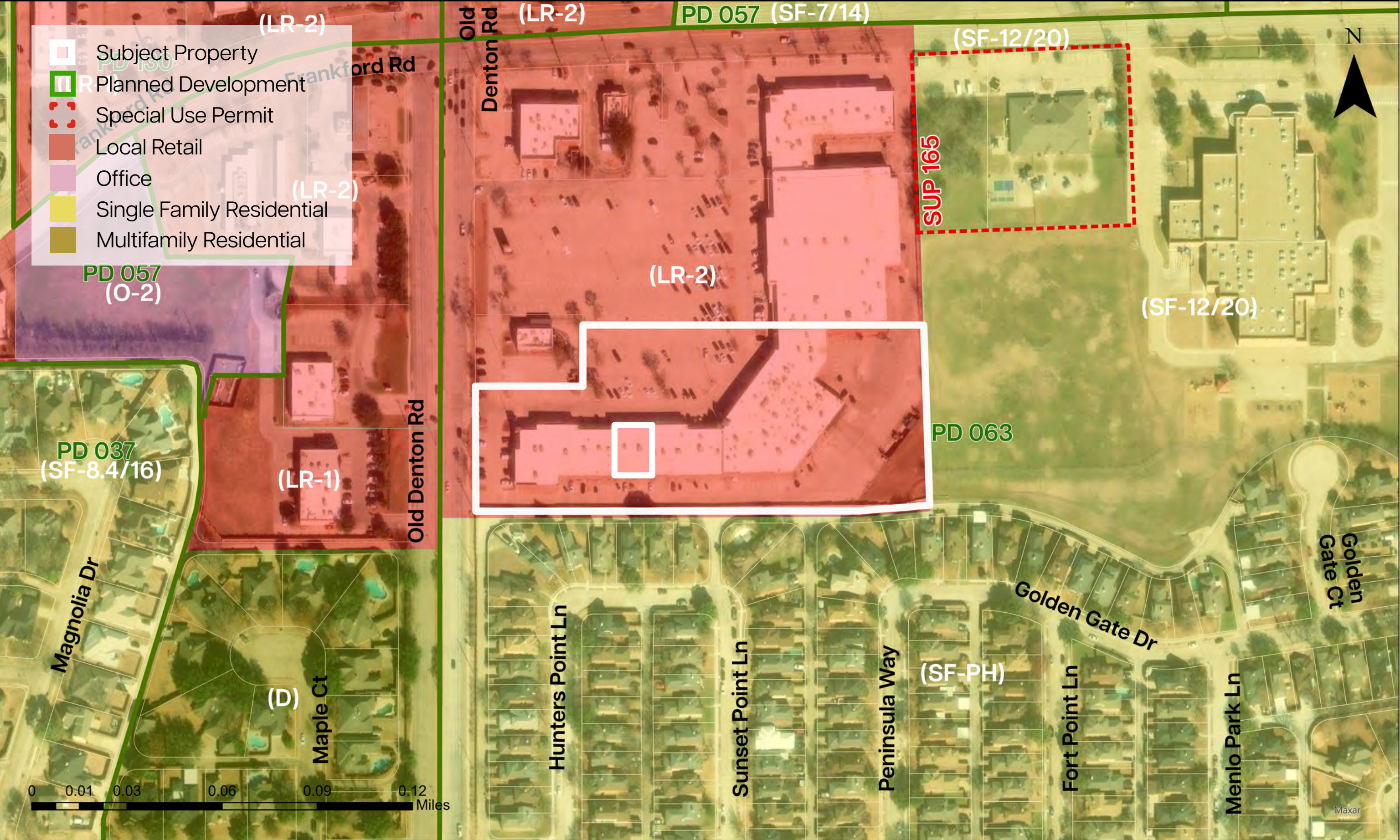
Daily hours of operation shall be limited to: 2:00pm – 10:00pm (Monday thru Friday)

11:00am – 10:00pm (Saturday and Sunday)

C. CC PUBLIC HEARING / ORDINANCE ACTION from CC meeting: 09/10/24

Result: /Vote:

-  Subject Property
-  Planned Development
-  Special Use Permit
-  Local Retail
-  Office
-  Single Family Residential
-  Multifamily Residential



0 0.01 0.03 0.06 0.09 0.12 Miles

APPLICANT'S NARRATIVE

Eiswelt Gelato ClawZania

City File No. PLSUP 2024-085

We would be opening a gelato shop first. Once the SPU permit gets approved, we would like to add a bunch of claw machine. The claw machine will be open from 2pm-10pm. Sq footage of the gelato shop and claw shop is about 2200 sq ft. 900 sq ft will be going to gelato and 1300 sq ft will be going to claw machine.

Gelato shop is a Franchise from Tokyo and Los Angeles. I would be bringing the first one to Dallas. All the games are just prize and 30 claw machines and photo booth. This will be a family place with kids from age 4-40. I have spoken to the tenant next door, they are excited that we are bringing more business to the area.

- Each machine will be individually played
- Each machine will accept tokens
- We will not be serving alcohol
- The customer can exchange their toys for a bigger toy or a different toy at the counter
-

ADDRESS is 3044 Old Denton suite 117

SPECIAL USE PERMIT

Case Coordinator: Michael McCauley

GENERAL PROJECT INFORMATION

SITE ZONING: PD-63 for the (LR-2) Local Retail District

	<u>SURROUNDING ZONING</u>	<u>SURROUNDING LAND USES</u>
NORTH	PD-63 for the (LR-2) Local Retail District	Commercial
SOUTH	(SF-PH) Single-Family Patio Home District	Commercial
EAST	PD-63 for the (LR-2) Local Retail District	Commercial
WEST	PD-63 for the (LR-2) Local Retail District	Commercial

REQUEST: Approve a Special Use Permit to allow an amusement arcade consisting of 32 gaming devices, including photo booths

PROPOSED USE: Amusement Arcade (excluding adult arcade)

ACRES/LOTS: Approximately 11-acres /2,200 square-foot suite

LOCATION: 3044 Old Denton Road, Suite 117

HISTORY: The building is a multi-tenant commercial building.

COMPREHENSIVE PLAN: Commercial – Low Intensity

TRANSPORTATION PLAN: Old Denton Road is designated as an (A&D) 8-Lane Divided Arterial.

OWNER: Seung H. Kim / Awon Investment, Inc.

REPRESENTED BY: Huy Doan / KMD Investment, LLC.

STAFF ANALYSIS

PROPOSAL/BACKGROUND

The applicant is requesting a SUP to allow an amusement arcade (excluding adult arcade) as an additional use to a proposed (allowed by right) gelato shop 3044 Old Denton Road, Suite 117.

ORDINANCE REQUIREMENTS

1. The Comprehensive Zoning Ordinance (CZO) requires an amusement arcade to obtain a SUP in a (LR-2) Local Retail District.

2. The CZO defines ‘amusement arcade’ as:

“Any place or establishment wherein more than four (4) coin-operated, slug-or token-operated, or electronically, or mechanically controlled still or motion picture machines, projectors, or other image-producing devices, or skill machines, are located, whether operable or inoperable. Such machines shall include, but not be limited to, billiard tables, pool tables, and video games and simulated gambling device versions of bingo, keno, blackjack, video lottery terminals (VLTs), roulette, video poker, or facsimile thereof, that operate by chance or partially so.”

3. Article 21 Special Use Permits, Section D (2) (j) of the CZO has the following regulations regarding arcades:

a. The number of simulated gambling devices may not exceed 75% of the total number of machines or tables located within the establishment.

b. All simulated gambling devices shall always be clearly visible from the interior side of the front door of the establishment.

c. Any windows located in perimeter walls of the establishment are prohibited from being obscured and shall be clear of any obstructions.

d. A label identifying compliance with state law must be clearly displayed on each simulated gambling device located within the establishment.

e. The Certificate of Occupancy issued by the City showing approval to operate an arcade shall be clearly displayed in the establishment.

f. A sign shall be posted on each simulated gambling device and on walls adjacent to such devices that states the following:

“This device is for entertainment purposes only and may not be used to provide payouts in violation of Section 47.01 of the Texas Penal Code.”

g. Signs shall be posted throughout establishments containing simulated gambling devices such that no point in the establishment is more than 50 feet from the nearest sign. Such signs shall state:

“All devices are for entertainment purposes only. No device may be used for illegal gambling purposes. Violators will be prosecuted.”

- h. For establishments not approved for smoking, “No Smoking” signs shall be posted throughout the establishment such that no point in the establishment is more than 50 feet from the nearest sign. Such signs shall be in accordance with the requirements set forth in Section 93.04 of the Code of Ordinances.
- i. The hours of operations shall be established by the Special Use Permit and the approved hours of operations shall be clearly posted at the entrance of the establishment.

ELEMENTS TO CONSIDER

1. The purpose of the Special Use Permit is to authorize and regulate uses which may be beneficial in a specific instance to the general welfare of the community, yet ensure that such uses are not detrimental to surrounding properties and are consistent with the stated purpose of the zoning district in which such uses are located regarding conditions of operation, location, arrangement and construction.
2. The amusement arcade will consist of 32 gaming stations.
3. The previous tenant was a driving school.
4. One public comment card has been received.
5. The suite’s floorspace is approximately 2,200 square feet, and 1,300 square feet will be for the amusement arcade.
6. No alcohol will be sold or consumed on site.

CONCLUSION

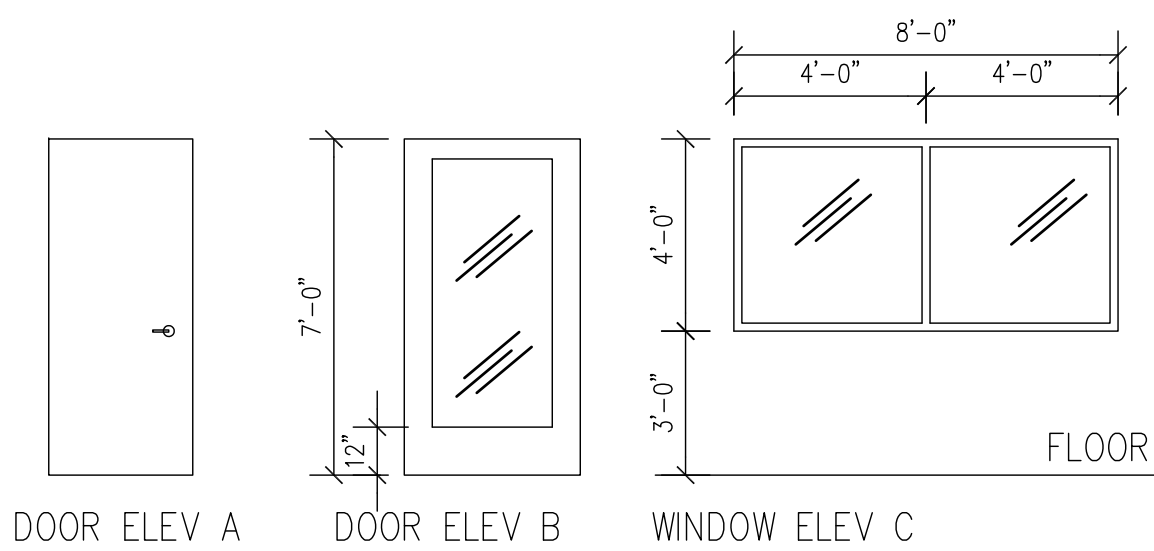
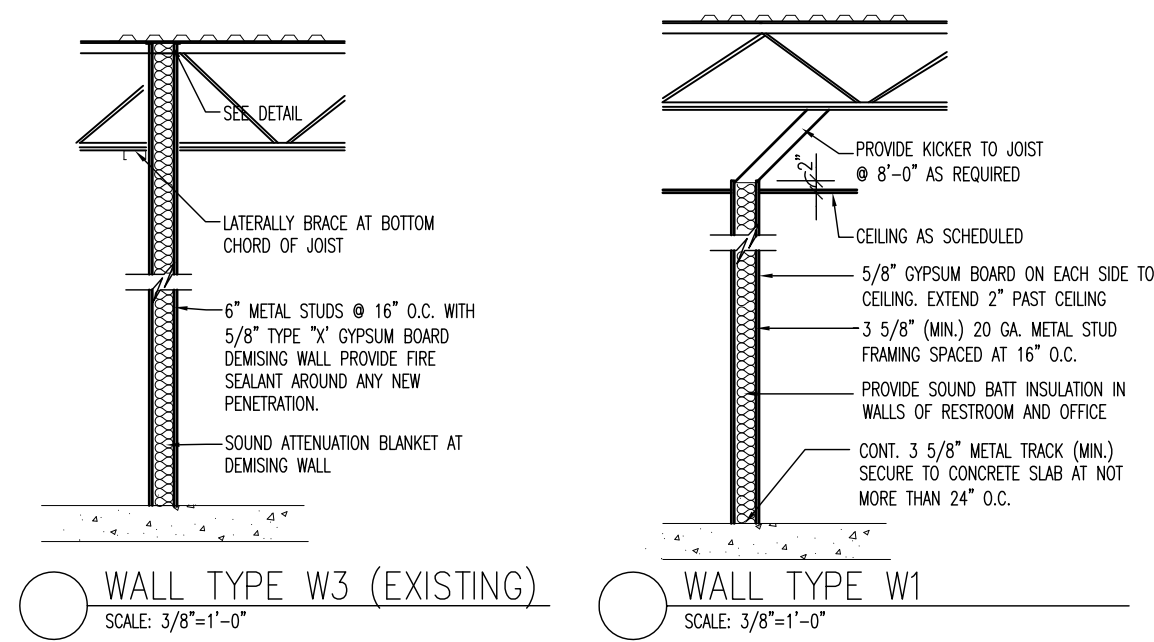
Staff believes the amusement arcade should not adversely affect surrounding tenants or properties with staff’s recommended stipulations.

KMD ENTERTAINMENT TENANT FINISH OUT

BUILDING AND CONSTRUCTION CODE DATA	
PROJECT DESCRIPTION:	
THIS PROJECT CONSIST OF FINISH-OUT 2,198 SF SHELL SPACE. THIS SPACE WILL BE USED AS A CLAW GAMING AND GELATO SHOP. WORK TO INCLUDE NEW PLUMBING, WALLS, WATER HEATER, ELECTRICAL, AND MECHANICAL.	
TYPE OF CONSTRUCTION: II-B NON-COMBUSTIBLE	
BUILDING USE GROUP: "B" BUSINESS	
FIRE PROTECTION: NOT EXISTING	
OCCUPANT LOAD:	
BUSINESS "B":	2,198/150 = 15 OCCUPANTS
EGRESS WIDTH:	
15 OCC. x 0.2'/OCC. = 3" MINIMUM REQUIRED	
(2) 3'-0"x7'-0" DOORS PROVIDED	
APPLICABLE BUILDING CODES	
BUILDING CODE:	2021 INTERNATIONAL BUILDING CODE
FIRE CODE:	2021 INTERNATIONAL FIRE CODE
ENERGY CODE:	2021 INTERNATIONAL ENERGY CONSERVATION CODE
PLUMBING CODE:	2021 INTERNATIONAL PLUMBING CODE
MECHANICAL CODE:	2021 INTERNATIONAL MECHANICAL CODE
ELECTRIC CODE:	2020 NATIONAL ELECTRICAL CODE
ACCESSIBILITY:	2012 TEXAS ACCESSIBILITY STANDARDS
ALL CODES W/LOCAL AMENDMENTS	
INDEX OF DRAWINGS	
● ISSUED	
A1 ARCHITECTURAL	●
TITLE SHEET, FLOOR PLAN, DETAILS, OCCUPANT LOAD	
A2 ARCHITECTURAL	●
TAS HANDICAP DETAILS	
A3 ARCHITECTURAL	●
FINISH PLAN AND REFLECTED CEILING PLAN	
M1 MECHANICAL	●
MEP SPEC, HVAC PLAN, HVAC SCHEDULE & DETAILS	
P1 PLUMBING	●
DOMESTIC WATER PLAN, SANITARY PLAN & RISER DIAGRAMS AND DETAILS	
E1 ELECTRICAL	●
LIGHTING, POWER FLOOR PLAN PANEL SCHEDULE	

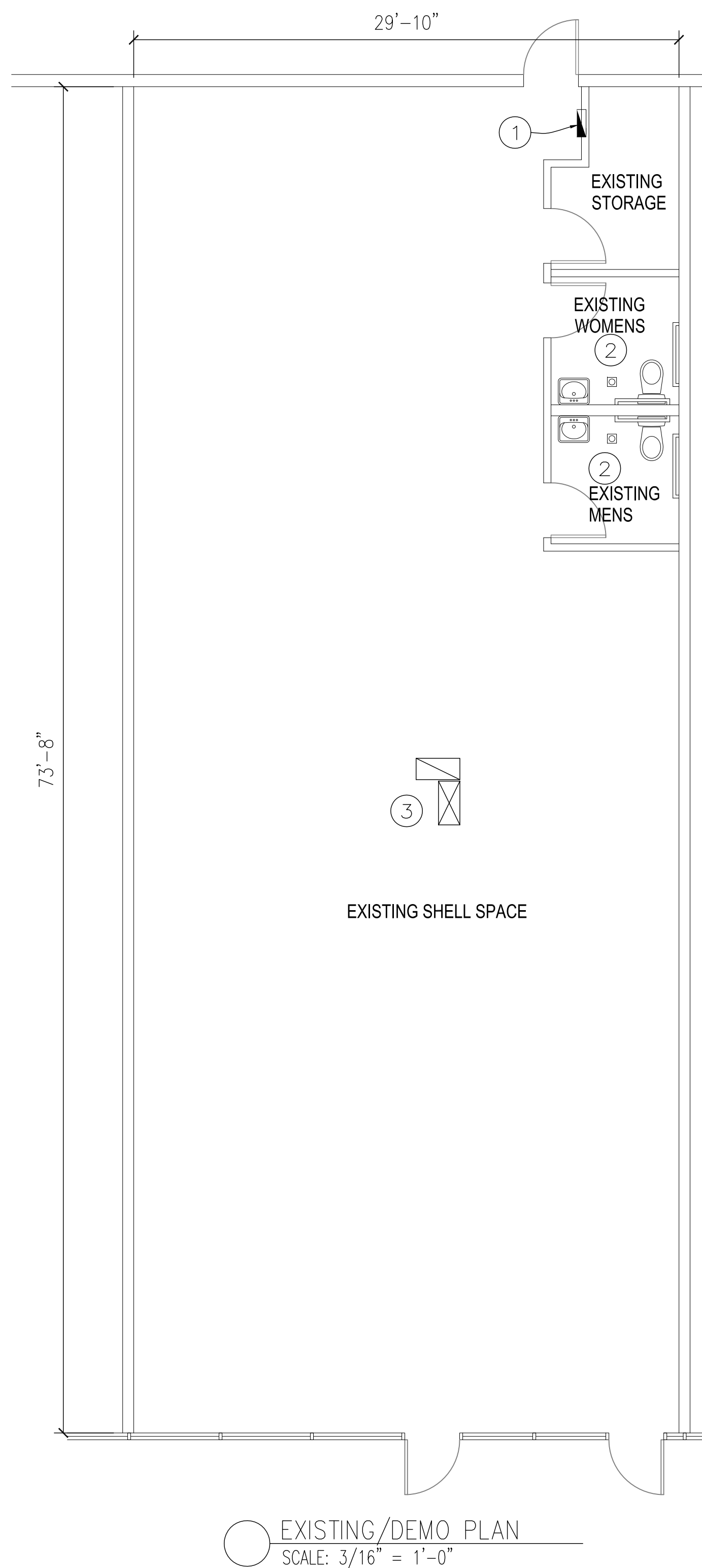
CONSTRUCTION NOTES:

- AT THE END OF EACH DAY IN WHICH WORK IS DONE ON SITE, THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE GENERAL CLEANUP AND TIDINESS OF THE WORK SITE.
- FIELD VERIFY ALL DIMENSIONS AND EXISTING CONDITIONS PRIOR TO BID TO DETERMINE THE EXTENT OF WORK. THE CONTRACTOR SHALL NOTIFY THE ARCHITECT AND TENANT OF ANY DISCREPANCIES PRIOR TO BUILDING.
- CONSTRUCTION SHALL COMPLY WITH ALL APPLICABLE LOCAL, STATE, AND NATIONAL CODES AND REGULATIONS. CONSTRUCTION SHALL ALSO COMPLY WITH LANDLORD'S CRITERIA (UNLESS PRECLUDED BY CODE).
- ALL WOOD FRAMEWORK, WOOD BLOCKING, AND PLYWOOD SHALL BE FIRE RETARDANT TREATED PER CODE.
- ALL FINISH MATERIAL SHALL MEET FLAME SPREAD AND SMOKE DEVELOPMENT RATING CLASS C (OR CLASS 3)
- ALL MATERIALS INDICATED ARE NEW UNLESS SPECIFICALLY NOTED AS EXISTING AND SHALL BE PROVIDED BY THE CONTRACTOR UNLESS OTHERWISE NOTED.
- DURING THE COURSE OF CONSTRUCTION, IF THE CONTRACTOR UNCOVERS ANY CODE VIOLATION KNOWN TO HIM OR DISCREPANCY WITH THE DESIGN, THE CONTRACTOR SHALL NOTIFY THE ARCHITECT IMMEDIATELY.
- THE CONTRACTOR SHALL ASSEMBLE AND INSTALL MATERIALS/PRODUCTS IN STRICT ACCORDANCE WITH THE MANUFACTURER'S RECOMMENDATIONS AND INDUSTRIAL/ASSOCIATION STANDARDS.
- SMOKE AND FIRE PARTITIONS SHALL BE CONSTRUCTED PER THE DESIGNATED UL DESIGN AND SHALL BE EXTENDED VERTICALLY TO THE BOTTOM OF THE STRUCTURE ABOVE. PROVIDE FIRE STOPS AND SEAL ALL PIPE AND CONDUIT PENETRATIONS WITH SEALANT THAT COMPLIES WITH THE MINIMUM FIRE RATED REQUIREMENTS FOR THE PARTITION. DUCT PENETRATIONS SHALL BE PROTECTED WITH SMOKE AND/OR FIRE DAMPERS.
- CONTRACTOR SHALL OBTAIN APPROVALS FROM FIRE MARSHAL, LOCAL AND STATE AUTHORITIES. CONTRACTOR SHALL PROVIDE APPROVALS TO TENANT UPON REQUEST.



DOOR SCHEDULE								
RM NAME	DOOR #	SIZE	ELEV	HW SET	MAT'L	FINISH	FRAME	REMARKS
FRONT DOOR	D3	3'x7'x1 3/4"	B	EX	AL/GLASS	AL/GLASS	AL	EXISTING
RESTROOM	D1	3'x7'x1 3/4"	A	2	SC WOOD		1	EXISTING
STORAGE	D2	3'x7'x1 3/4"	A	1	SC WOOD		1	EXISTING
CASHIER	D4	3'x7'x1 3/4"	A	EX	HM		1	EXISTING
SEATING	W1	4'x8'	C		REDIFRAME		1	WINDOW

HW SET #1 1.5 PAIR HINGES: SCHLAGE 4.5"x4.5" SQUARE CORNER SILVER 1 PASSAGE SET SCHLAGE MARIN DOOR LEVER SILVER FINISH 1 DOOR STOP
HW SET #2 1.5 PAIR HINGES: SCHLAGE 4.5"x4.5" SQUARE CORNER SILVER 1 PRIVACY SET SCHLAGE MARIN DOOR LEVER SILVER FINISH 1 DOOR STOP, 1 SPRING HINGE
HW SET #3 1.5 PAIR HINGES: SCHLAGE 4.5"x4.5" SQUARE CORNER SILVER 1 KEYS SET SCHLAGE MARIN DOOR LEVER SILVER FINISH 1 DOOR STOP, 1 SPRING HINGE
HW SET #4 1.5 PAIR HINGES: 8000 SERIES PANIC BAR PUSH DEVICE SELF CLOSER, TEMPERED GLASS
FRAME #1: 'KD' REDI-FRAME PREFINISHED GRAY. DOORS TO BE BIRCH ROTARY STANDARD CHESTNUT
NOTE: ALL DOOR HARDWARE SHALL BE LEVER TYPE IN COMPLIANCE WITH ADA. LOCKS UTILIZED ON EXIT DOORS SHALL BE KEYS CYLINDERS WITH INDICATING DEVICES AND PROPER SIGNAGE. EXCEPTION: THE USE OF PANIC HARDWARE OR OTHER APPROVED DEVICES.



EXISTING NOTES:
A. CONTRACTOR TO VERIFY EXISTING CONDITIONS PRIOR TO CONSTRUCTION.

- EXISTING ELECTRICAL PANEL TO REMAIN
- EXISTING RESTROOM TO REMAIN
- EXISTING 7.5 TON ROOF TOP UNIT OPENING VERIFY LOCATION IN FIELD

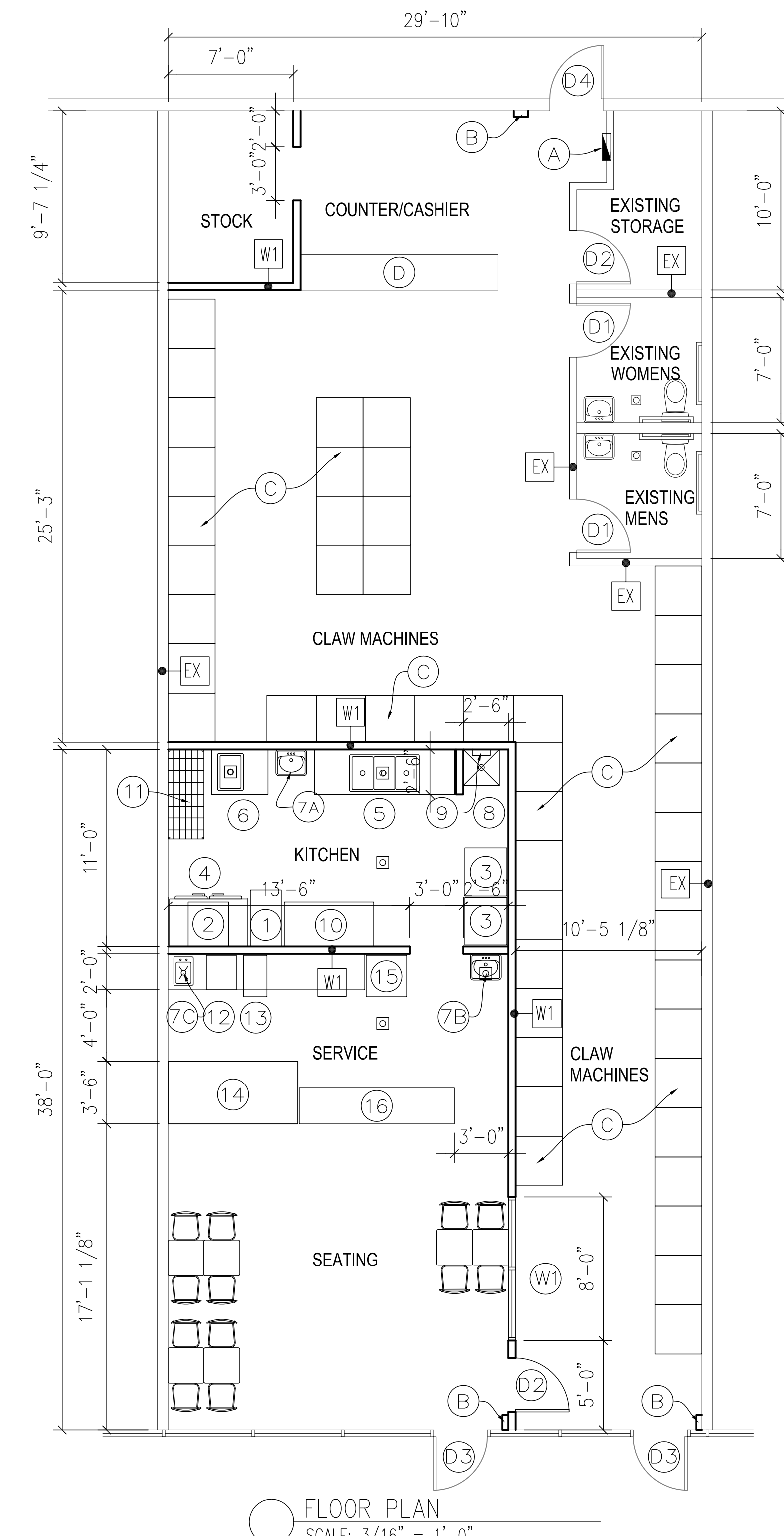
PARTITION TYPES
W1 3/8" METAL STUDS WITH 5/8" GYP. BOARD TO CEILING ON BOTH SIDES
EX EXISTING WALL WITH 5/8" TYPE 'X' GYP BOARD TO UNDERSIDE OF ROOF DECK WITH R-19 BATT INSULATION ON 6" METAL STUDS. PROVIDE FIRE SEALANT AROUND ANY PENETRATION. EQ. TO UL DESIGN # 404 ANSI/UL 263

- WALLS NOT LABELED SHALL BE W1. PROVIDE MOISTURE RESISTANT GYP. BOARD ON ALL WET WALLS UP TO 4'-0".
- PROVIDE SOUND BATT INSULATION IN WALLS THE RESTROOM.

PLAN KEYNOTES:
A EXISTING ELECTRICAL PANEL
B FIRE EXTINGUISHER MIN. 2A 10BC OR PER IFC 906
C CLAW GAME MACHINE
D PRIZE DISPLAY SHOWCASE

- ALL GLASS WITHIN 24" OF DOOR TO BE TEMPERED SAFETY GLASS
- ALL EXHAUST FANS TO BE VENTED THRU ROOF TO THE EXTERIOR
- ALL KITCHEN SINKS AND EQUIPMENT PROVIDED BY OWNER, CONTRACTOR TO INSTALL.
- ALL KITCHEN EQUIPMENT FINISHES TO BE STAINLESS STEEL.

EQUIPMENT SPECIFICATIONS						
Item #	Equipment	QTY.	Size (WxDxH)	Electrical/Gas	Model Number	Plumbing?
1	Gelato Maker	1	21x55x38	208V 3 Phase, 55A, 60Hz	Carpigiani Ready 302 TRU 2-W	N/A
2	Blast Freezer	1	52x32x82	110 V, 1 Phase, 3.6A, 60Hz	Alto-Shaam QC3-3 27" Quickchiller	N/A
3	Ice cream freezer	2	38x38x72	110V/50Hz 1 Ph, 5A	Maxx Cold Chest Freezer	N/A
4	Under counter fridge	1	48x30x36	110 V, 1 Phase, 2.5A, 60Hz	Arctic Air UC Fridge	
5	3 Compartment sink with drain boards on each side	1	90x24x44	N/A	Steeleton 90" 18 ga 522CS31818LK	Yes
6	1 Compartment sink with drain boards on right side	1	38x24x44	N/A	Steeleton 38" 18 ga 522CS11818RK	Yes
7A	Hand Wash Sink	1	18x16x13	N/A	Regency 600HS17WBK	Yes
7B	Hand Wash Sink	1	18x16x13	N/A	Regency 600HS17SP	Yes
7C	Drop-in 1 Comp dump sink	1	13x19x10	N/A	Regency 600DI1101410	Yes
8	Mopsink with faucet and broom/mop holder	1	24x24x10	N/A	Mustee Fiberglass 24x24x10	Yes
9	Gas Tankless Water Heater	1	198.999 BTU/H	N/A	Rinnai Ultra Series	Yes
10	SS Work Table	1	60x30x36	N/A	Regency 60x30x36	N/A
11	Wire Shelves	1	60x24x74	N/A	N/A	N/A
12	Espresso Maker	1	20x22x23	120 V, 1 Phase 2000 W, 20A	Estella Cafe ECEM1	Yes
13	Fondue Machine	1	15x21x26	208 V, 3 Phase 450 W	Macchia Fondue	
14	Gelato Showcase	1	48x30x35	220 V, 1 Phase, 24A, 60Hz,	Howard McCray EVO-G12-53-86-5P	
15	Display Freezer	1	27x28x36	115 V, 1 Phase, 15A, 60Hz,	Avantco DFF6-HCL 26 3/16"	Yes
16	POS		36x24x34		Provided by others	



jaxdesignstudio@yahoo.com
214.477.4112
Garland, TX

KMD ENTERTAINMENT
3044 OLD DENTON RD #117
CARROLLTON, TX 75007



DO NOT SCALE DRAWINGS
USE FIGURED DIMENSIONS ONLY

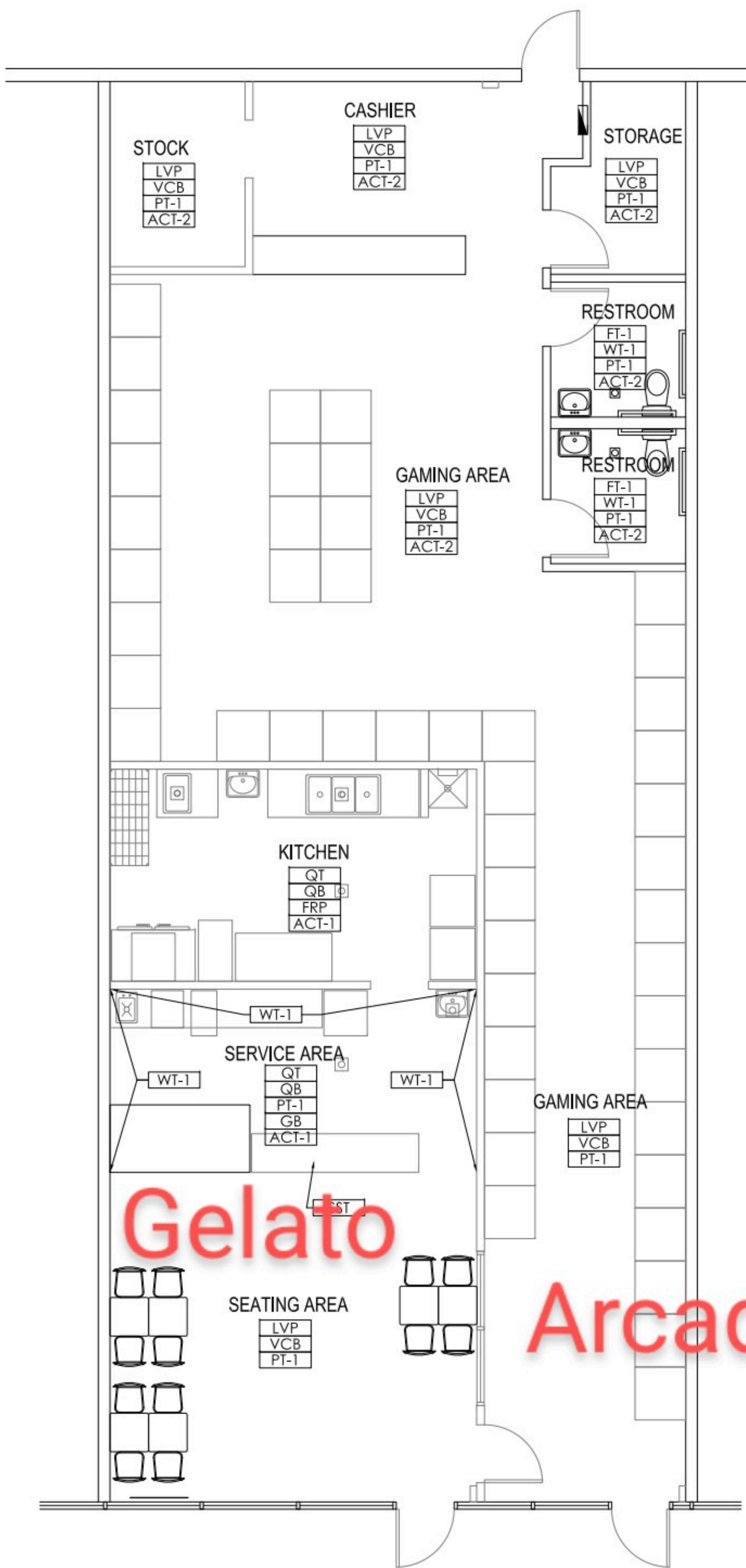
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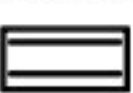







issued for date
REVIEW 05.22.2024
PERMIT 05.23.2024

All drawings and written material appearing herein constitute the original and unpublished work of the Architect and the same may not be duplicated, used, or disclosed without the written consent of the Architect
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sheet
ARCHITECTURAL

A1

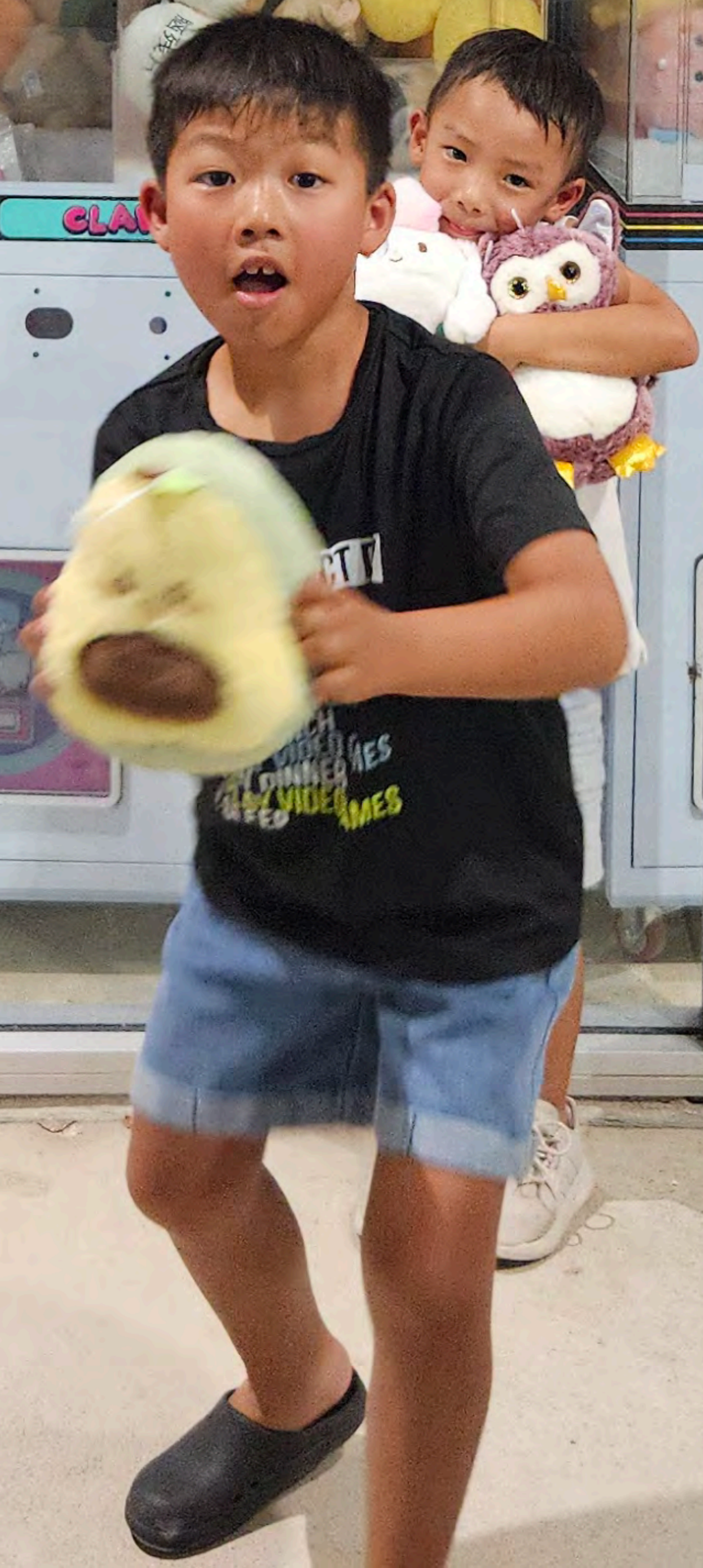


- LIGHT FIXTURE SCHEDULE**
- (5) LITHONIA 2'X4' WHITE LENS TROFFER 2GTL4SWL
 - L1 
 - (9) HALO 6" RECESSED LED 17 WATTS ADJUSTABLE
 - L2 
 - LITHONIA LIGHTING QUANTITY 2-LIGHT LED EMERGENCY EXIT SIGN W/90 MIN. BATTERY BACK-UP
 - 
 - LITHONIA LIGHTING QUANTITY 2-LIGHT LED EMERGENCY EXIT SIGN W/90 MIN. BATTERY BACK-UP
 - 
 - EXISTING EXTERIOR LIGHTS ON EMERGENCY BATTERY WITH 90 MIN BACK-UP.
 - E 
 - SUPPLY AIR GRILL 
 - RETURN AIR GRILL 
 - EXHAUST FANS VENTED THRU ROOF 

 FLOOR FINISH PLAN
SCALE: 3/16" = 1'-0"

HABLAMOS

ESPAÑOL







**Excerpt from Draft Minutes
Planning & Zoning Commission
Meeting of August 1, 2024**

Hold A Public Hearing To Consider An Ordinance Amending The Zoning To **Establish A Special Use Permit To Allow An Amusement Arcade (Excluding Adult Arcade)** In An Approximately 1,300 Square Foot Space Zoned PD-63 For The (LR-2) Local Retail District And Located At 3044 Old Denton Road, Suite 117; Amending The Official Zoning Map Accordingly. **Case No. PLSUP 2024-085 Eiswelt Gelato And Arcade.** Case Coordinator: Michael McCauley.

Michael McCauley, Senior Planner, advised this item is to allow an amusement arcade as part of a planned gelato shop. A location map and floor plan were reviewed. Mr. McCauley stated that the entire suite is 2,200 square feet and the arcade portion would use 1,300 square feet of the space. He added that staff believes the use is compatible with other uses in the shopping center. Staff is recommending approval.

Commissioner Overholt stated that several similar approvals have been made recently and asked Mr. McCauley whether complaints have been made. Mr. McCauley responded not to his knowledge.

Chair Windrow asked if the applicant is present and would like to speak.

Applicant Danny Doan, 3044 Old Denton #117, Carrollton, briefly reviewed his request and stated that he is requesting a change in operating hours on the weekend to 11 a.m. – 10 p.m. During the week, the hours would be 2 p.m. to 10 p.m. These hours are the same as the gelato shop. He also reviewed the locations of other similar type arcade businesses.

Commissioner Kramer inquired whether the arcade is separate from the gelato shop. Mr. Doan responded that there is a glass wall in between with a glass door providing access from the gelato shop. There is also an exterior entrance door into the arcade.

Chair Windrow opened the public hearing.

Conchita Timme, 2503 Hawthorne, Carrollton spoke in opposition. She expressed concern over the possibility of children being dropped off and unattended, and the hours of operation during the school year and inquired whether the age of children would be regulated. She expressed that compared to other such businesses in larger cities, Carrollton is a family-oriented community.

Chair Windrow stated that other two cards in favor were received from:

- Connie Chow, 3044 Old Denton, #117 Carrollton, submitted a card in support but did not speak.
- Neumario Araujo, 2045 Diamond Ridge Dr., Carrollton, submitted a card in support but did not speak.

Commissioner Doyle asked why not operate as two separate businesses since there are separate entrances. Mr. McCauley responded this is one suite.

Mr. Doan offered his final remarks. He responded to the public speaker's comments, stating that this business in Carrollton cannot be compared to those located in other larger cities. He added that this is a family-oriented place and loitering is not encouraged or expected.

Commissioner Overholt inquired whether the applicant is closing other locations. Mr. Doan responded that though it is owned by someone else, the one in Grand Prairie is closing.

Chair Windrow asked how many machines will be located there. Mr. Doan stated 30 claw machines, 2 rope-cutting machines, and 2 photo booths.

Commissioner Kramer inquired what else is served at the business besides gelato. Mr. Doan responded they serve coffee, and alcohol is not served.

Chair Windrow opened the floor for discussion or a motion.

*** Commissioner Martin moved to close the public hearing and approve Case No. PLSUP 2024-085 Eiswelt Gelato And Arcade with stipulations, and that the hours of operation be amended for weekends to 11 a.m. – 10 p.m.; second by Commissioner Foster. The motion was approved with a unanimous 9-0 vote.**

ADDENDUM
AGENDA ITEM NO. 4
CASE NO. PLSUP 2024-085 EISWELT GELATO AND ARCADE
PUBLIC COMMENTS 08.01.24

Name: Pin Chia
Address: 3111 Landover Dr.
City, ST, ZIP: Carrollton, TX 75007

Received

JUL 26 2024

For your opinion of opposition or support on the proposed change to be considered by the Planning & Zoning Commission or City Council, you must **completely** fill out this form, sign and date it and return it before end of business day one day prior to the public hearing.

Planning
City of Carrollton

I hereby register my: Support Opposition

To Case No./Name: PLSUP 2024-085 Eiswelt Gelato
Comments: and Arcade

Signature: Pin Chia Date: 7/23/24

PLANNING DEPARTMENT
CITY OF CARROLLTON
DATE: 09/10/2024

SPECIAL USE PERMIT NO. 502
DEVELOPMENT NAME: EISWELT
GELATO AND ARCADE

ORDINANCE NUMBER _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARROLLTON, TEXAS, AMENDING ITS COMPREHENSIVE ZONING ORDINANCE BY ESTABLISHING SPECIAL USE PERMIT NUMBER 502 PROVIDING FOR AN AMUSEMENT ARCADE (EXCLUDING ADULT ARCADE) IN AN APPROXIMATELY 1,300 SQUARE FOOT SPACE ZONED PD-63 FOR THE (LR-2) LOCAL RETAIL DISTRICT AND LOCATED AT 3044 OLD DENTON ROAD, SUITE 117; AMENDING THE OFFICIAL ZONING MAP; PROVIDING PENALTY, SEVERABILITY, REPEALER, AND SAVINGS CLAUSES; AND PROVIDING AN EFFECTIVE DATE ON AND AFTER ITS ADOPTION AND PUBLICATION.

WHEREAS, at a public hearing held on the First day of August 2024, the Planning & Zoning Commission considered and made recommendation on a certain request for a Special Use Permit (Case No. PLSUP 2024-085); and

WHEREAS, this change of zoning is in accordance with the adopted Comprehensive Plan of the City of Carrollton, as amended; and

WHEREAS, the City Council conducted a public hearing on the Tenth day of September 2024, at which all persons were given an opportunity to present testimony; and

WHEREAS, the City Council has determined the following amendment to the zoning laws to allow the requested use is not detrimental to the surrounding property, and is consistent with the purpose of the zoning district in which the above-described property is located; and

WHEREAS, the City Council, after determining all legal requirements of notice and hearing have been met, has further determined the following amendment to the zoning laws would provide for and would be in the best interest of the health, safety, morals, and general welfare:

NOW, THEREFORE, BE IT ORDAINED 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 Ordinance as if copied in their entirety.

Section 5.

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

Section 6.

This ordinance shall be cumulative of all provisions of ordinances of the City of Carrollton, Texas, 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.

Section 7.

Ordinance Number 1470, otherwise known as the Comprehensive Zoning Ordinance and the Official Zoning Map, as amended, shall remain in full force and effect.

Section 8.

This ordinance shall become and be effective on and after its adoption and publication.

PASSED AND APPROVED this the Tenth day of September 2024.

CITY OF CARROLLTON

By: _____
Steve Babick, Mayor

ATTEST:

Chloe Sawatzky
City Secretary

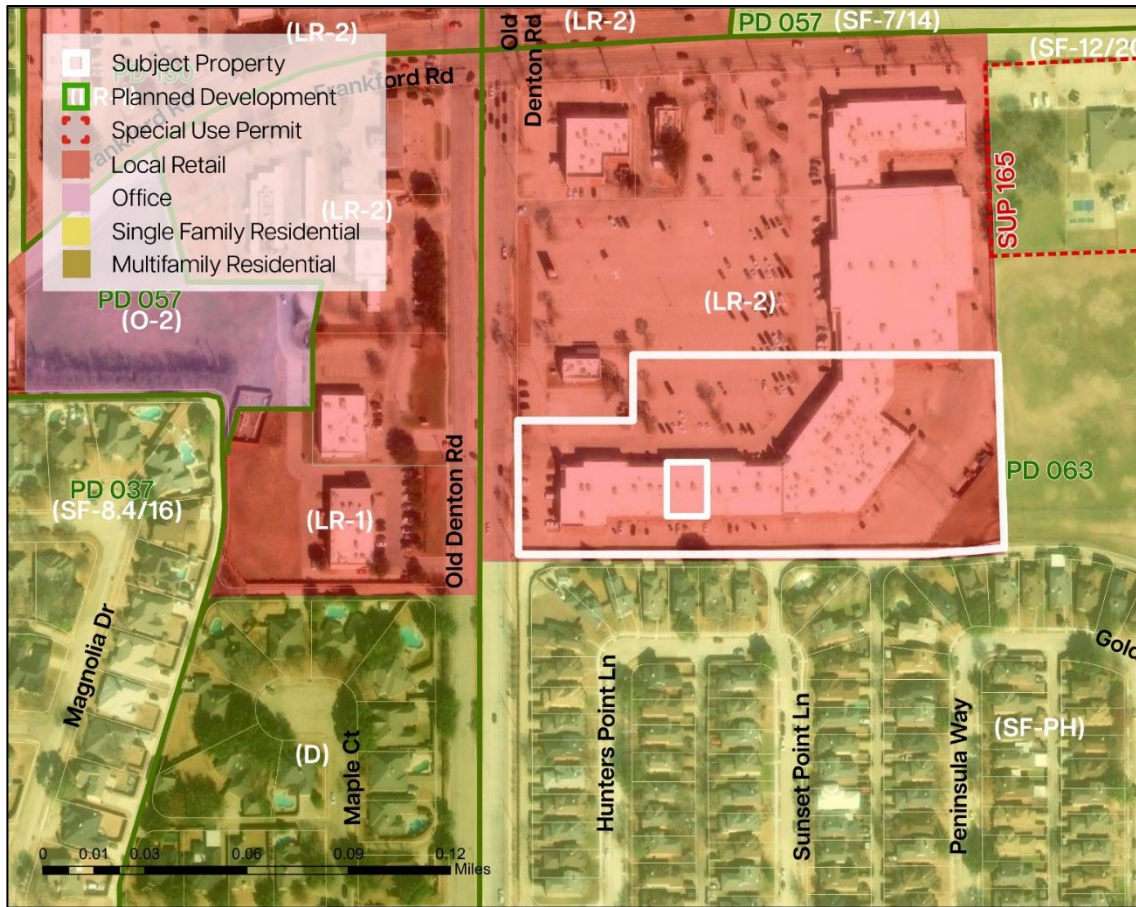
APPROVED AS TO FORM:

APPROVED AS TO CONTENT:

Albert Thomas
Assistant City Attorney II

Michael McCauley
Senior Planner

EXHIBIT A GENERAL DEPICTION





Agenda Memo
File Number: 6818

Agenda Date: 9/10/2024

Version: 1

Status: Public Hearing/Individual Consideration

In Control: City Council

File Type: Public Hearing

Agenda Number: 33.

CC MEETING: September 10, 2024

DATE: August 30, 2024

TO: Erin Rinehart, City Manager

FROM: Loren Shapiro, AICP, Planning Manager
Shannon Hicks, Assistant City Manager

Hold A **Public Hearing To Consider An Ordinance Amending The Zoning To Amend SUP-312 To Allow An Automobile, Motor Vehicle, Heavy Load Truck And Watercraft Paint And Body Shop (Vehicle Wrap, Window Tint, And Window Replacement) In An Approximately 2,000 Square Foot Space Zoned (LR-2) Local Retail District And Located At 3609 North Josey Lane; Amending The Official Zoning Map Accordingly.** Case No. PLSUP 2024-071 Neu Tint Auto Glass.

BACKGROUND:

This is a request for approval of a Special Use Permit (SUP) to allow a vehicle wrapping, window tinting and window replacement business. This business is a described use categorized in CZO Article V. Use of Land and Structures as an “Automobile, Motor Vehicle, Heavy Load Truck and Watercraft Paint and Body Shop.”

Council approved SUP-312 in 2004 to allow vehicle alarm and audio installation.

On June 26, 2024, the Planning and Zoning Commission kept the public hearing open and continued the case to the August 1, 2024, meeting.

STAFF RECOMMENDATION/ACTION DESIRED:

On August 1, 2024, the Planning and Zoning Commission recommended **DENIAL** of the request. Staff did receive one public comment in support and three in opposition to the request.

The applicant submitted a written request to appeal the Commission’s decision and requested the case be scheduled for the September 10, 2024, City Council meeting. A three-fourths (3/4) affirmative vote by all members of the City Council is required to overrule the Commission’s recommendation of denial.

Staff is recommending denial of the SUP request; however, should the City Council approve the SUP, the attached ordinance provides staff’s recommended stipulations for Council’s consideration.

RESULT SHEET

Date: 09/10/24

Case No./Name: PLSUP 2024-071 Neu Tint Auto Glass

A. STAFF STIPULATIONS AND RECOMMENDATIONS

Staff recommends **DENIAL** of the SUP for an automobile, motor vehicle, heavy load truck and watercraft paint and body shop (vehicle wrap, window tint, and window replacement). However, should the Commission decide to recommend approval, the following stipulations are proposed:

1. Permitted use: Automobile, Motor Vehicle, Heavy Load Truck and Watercraft Paint and Body Shop (Vehicle Wrap, Window Tint, and Window Replacement).
2. Paint and body repair is prohibited.
3. All business activity shall be conducted inside the building with no outdoor overnight storage.

B. P&Z ACTION from P&Z meeting: 06/26/24

Result: **CONTINUED to 08/01/24** /Vote: 7-0 (Martin and Powell absent)

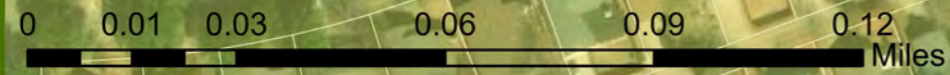
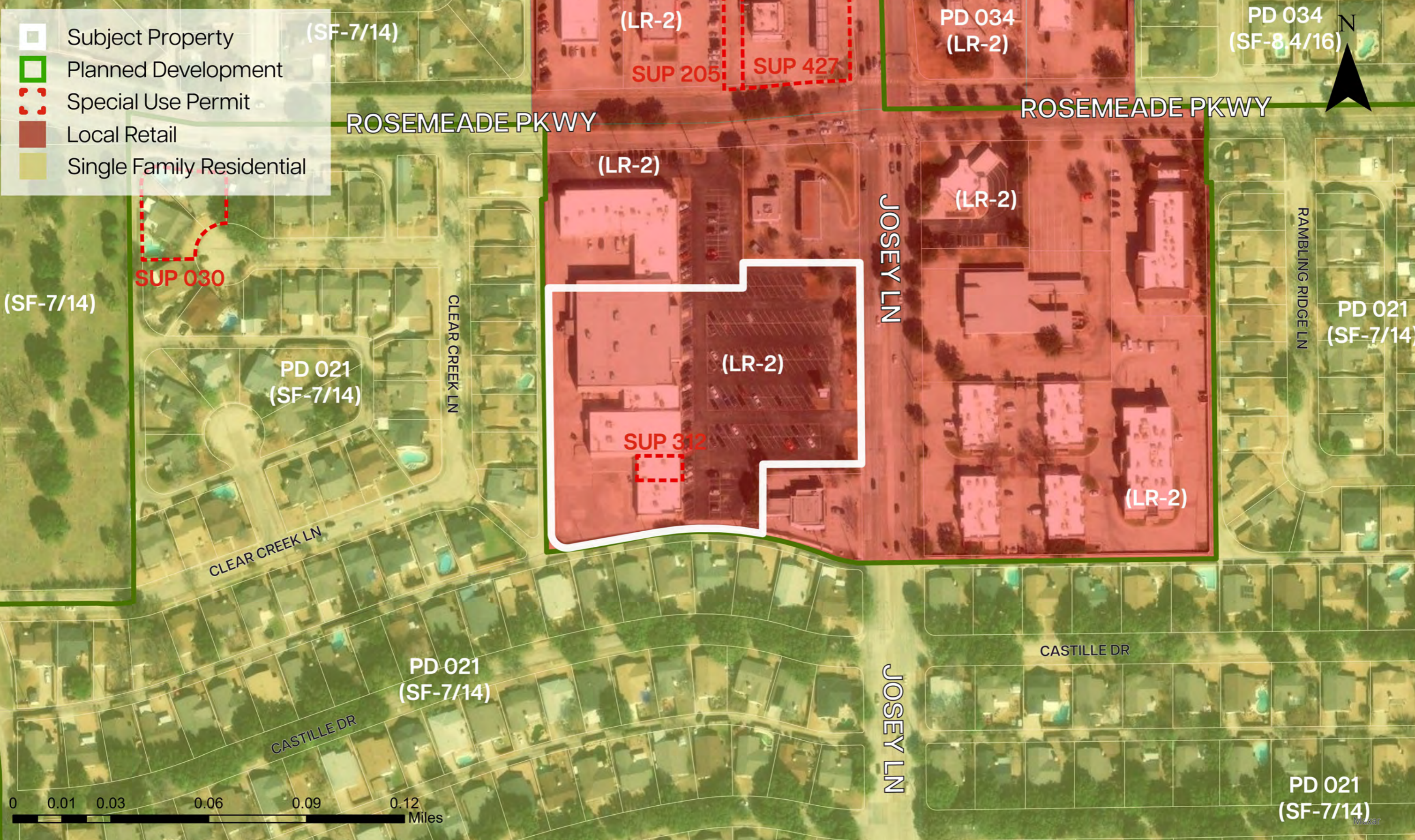
C. P&Z ACTION from P&Z meeting: 08/01/24

Result: **DENIED** /Vote: 3-6 (Overholt, Martin, Powell in favor)

D. CC PUBLIC HEARING / ORDINANCE ACTION from CC meeting: 09/10/24

Result: /Vote:

-  Subject Property
-  Planned Development
-  Special Use Permit
-  Local Retail
-  Single Family Residential



SPECIAL USE PERMIT

Case Coordinator: Michael McCauley

GENERAL PROJECT INFORMATION

SITE ZONING: (LR-2) Local Retail District with SUP-312 (audio and car alarm accessories and installation)

	<u>SURROUNDING ZONING</u>	<u>SURROUNDING LAND USES</u>
NORTH	(LR-2) Local Retail District	Auto Parts Retail
SOUTH	(LR-2) Local Retail District	Vacant Retail
EAST	(LR-2) Local Retail District	Bank (across Josey Lane)
WEST	PD-21 for the (SF-7/14) Single-Family Residential District	Single-Family Subdivision

REQUEST: Amend a Special Use Permit (SUP-312) to allow an “Automobile, Motor Vehicle, Heavy Load Truck and Watercraft Paint and Body Shop” (vehicle wrapping, window tinting and window replacement)

PROPOSED USE: Vehicle wrapping, window tinting and window replacement

ACRES/LOTS: Approximate 2,000 square-foot space

LOCATION: 3609 N. Josey Lane

HISTORY: The property was developed in 1985.

SUP-312 was approved in 2004 to allow vehicle alarm and audio installation.

COMPREHENSIVE PLAN: Commercial – Low Intensity

TRANSPORTATION PLAN: Josey Lane is classified as an (A6D) Arterial 6-Lane Divided.

OWNER: Atlantic Properties, LLC

REPRESENTED BY: Yugendra Shahi

STAFF ANALYSIS

REQUEST

This is a request for approval to amend a Special Use Permit (SUP-312) to allow an Automobile, Motor Vehicle, Heavy Load Truck and Watercraft Paint and Body Shop (vehicle wrap, window tint and window replacement).

SITE DESIGN AND LANDSCAPING

1. The commercial center has adequate parking, landscaping, and the overhead doors are in the back of the multi-tenant building.

ELEMENTS TO CONSIDER

1. The property abuts a single-family residential subdivision to its rear (west) and is separated by a masonry screening wall and residential alley.
2. Vehicle wrap, window tint and window replacement, is classified as an automobile, motor vehicle, heavy load truck and watercraft paint and body shop. Automobile paint and body shop uses also include collision repair, upholstery shops, and auto restoration shops.
3. No automobile, motor vehicle, heavy load truck and watercraft paint and body shop is located on this corner.
4. SUP-312 was approved in 2004 to allow vehicle alarm and audio installation.
5. All business activity shall be conducted indoors with no outdoor storage.
6. Public comments were received.

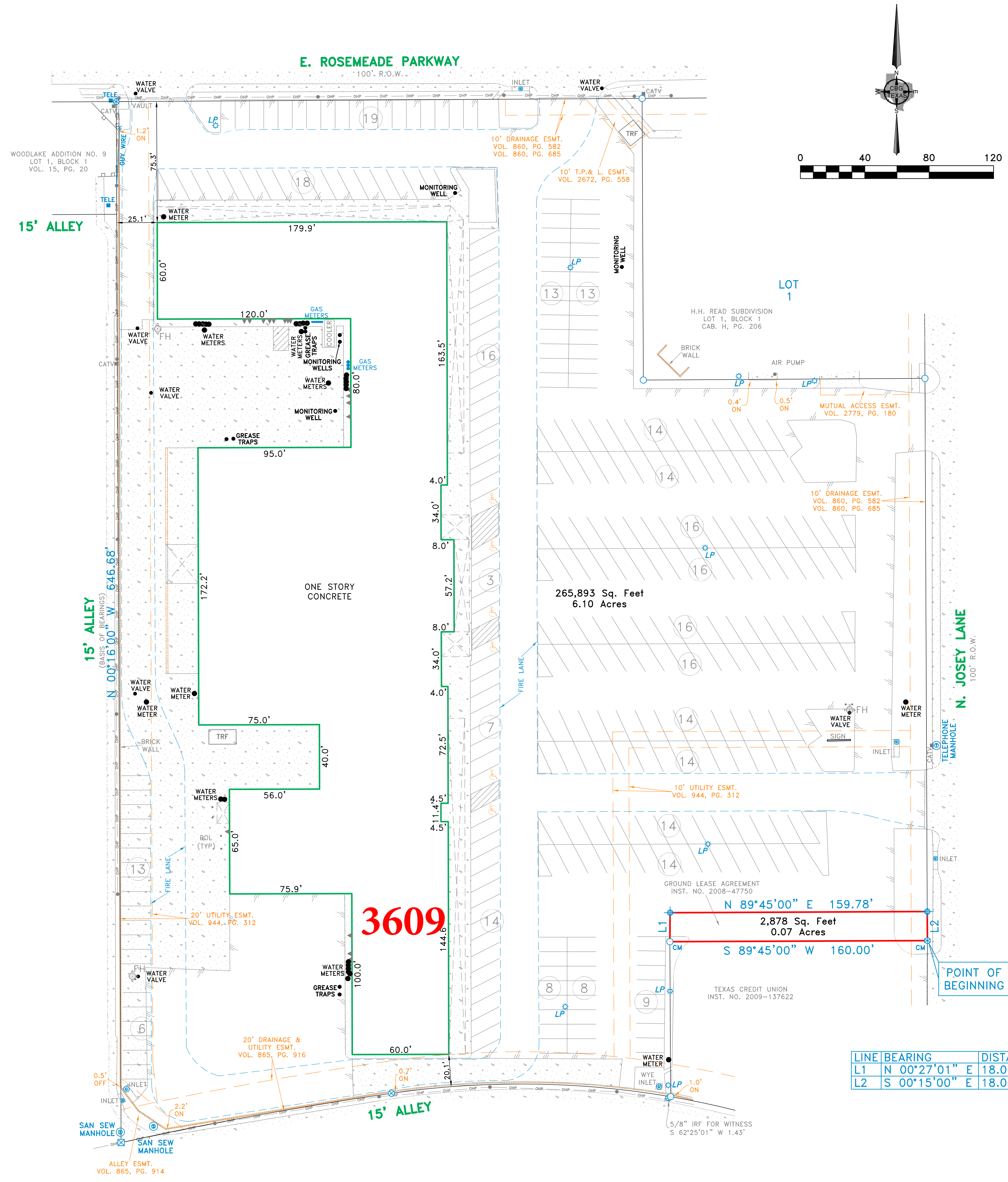
PURPOSE OF THE SPECIAL USE PERMIT

The purpose of the Special Use Permit is to authorize and regulate uses which may be beneficial in a specific instance to the general welfare of the community yet ensure that such uses are not detrimental to surrounding property and are consistent with the stated purpose of the zoning district in which such uses are located regarding conditions of operation, location, arrangement, and construction.

CONCLUSION

Staff is concerned that granting a Special Use Permit to allow automobile, motor vehicle, and heavy load truck and watercraft paint and body shop would begin a precedence of allowing heavier automotive repair in the area, which generally generates noise and storage of vehicles.

Therefore, staff believes the proposed use does not conform to the surrounding uses.



LINE	BEARING	DISTANCE
L1	N 00°27'01" E	18.00'
L2	S 00°15'00" E	18.00'



3621 N. Josey Lane
 Being a lot, tract or parcel of land situated in the H.H. Hill Survey, Abstract No. 599, City of Carrollton, Denton County, Texas, and being a portion of a tract of land conveyed to M-Mart Venture, Ltd., a Texas limited partnership, by deed recorded in Instrument No. 2005-27051, Official Public Records, Denton County, Texas, same being a tract of land by and between M-Mart Venture, Ltd. a Texas limited partnership and Josey Rosemeade LLC, a Delaware limited liability company, by Ground Lease Agreement recorded in Instrument No. 2008-47750, Official Public Records, Denton County, Texas and being more particularly described by metes and bounds as follows:

BEGINNING at a 5/8 inch iron rod found for corner, said corner being the Northeast corner of a tract of land conveyed to Texas Credit Union, a state chartered credit union, by deed recorded in Instrument No. 2009-137622, Official Public Records, Denton County, Texas, said corner being along the West right of way line of N. Josey Lane (100 foot right of way);

THENCE South 89 degrees 45 minutes 00 seconds West, along the North line of said Texas Credit Union, a distance of 160.00 feet to a 1/2 inch iron rod found with orange plastic cap for corner;

THENCE North 00 degrees 27 minutes 01 seconds East, a distance of 18.00 feet to a point for corner;

THENCE North 89 degrees 45 minutes 00 seconds East, a distance of 159.78 feet to a point for corner, said corner being along the West right of way line of said N. Josey Lane;

THENCE South 00 degrees 15 minutes 00 seconds East, along the West right of way line of said N. Josey Lane, a distance of 18.00 feet to the POINT OF BEGINNING and containing 2,878 square feet or 0.07 acres of land.

SURVEYOR'S CERTIFICATE

This survey is made relying on information provided by Kingington Vanguard National Land Services in connection with the transaction described in GF# 5102022-S-TX-CP-HN. The undersigned Registered Professional Land Surveyor hereby certifies to Atlantic Properties LLC and or assigns, American National Bank, and each successor in ownership of the indebtedness secured by the insured mortgage, except a successor who is an obligor under the provisions of Section 12(c) of the Conditions and Kingington Vanguard National Land Services that, (a) this plat of survey and the property description set forth hereon were prepared from an actual on-the-ground survey of the real property located at 3621 N. Josey Lane described in Instrument No. 2005-27051, and shown hereon; (b) such survey was conducted by the Surveyor, or under his direction; (c) all monuments shown hereon actually existed on the date of the survey, and the location, size and type of material thereof are correctly shown; (d) except as shown hereon there are no observable protrusions on to the Property or observable protrusions there from, there are no observable discrepancies, conflicts, shortages in area or boundary line conflicts; (e) the size, location and type of improvements, are shown hereon, and all are located within the boundaries of the Property and setback from the Property lines the distances indicated; (f) the distance from the nearest intersection street or road is as shown; (g) the Property has apparent access to and from a public roadway; (h) recorded easements listed hereon have been labeled and platted hereon; (i) the boundaries, dimensions and other details shown hereon are shown to the appropriate accuracy standards of the State of Texas; (j) the Property is located in Zone X and is not located in a 100 Year Flood Plain or in an identified "Flood Prone Area" as defined by the U. S. Department of Housing and Urban Development (Flood Insurance Rate Map No. 48121C0570G, with a date of 04/18/2011) pursuant to the Flood Disaster Protection Act of 1973.

The surveyor expressly understands and agrees that entities mentioned above are entitled to rely on this survey as having been performed to the appropriate standards of the current Texas Society of Professional Surveyors Standards and Specifications for a Texas Land Title Survey as set forth by the Texas Board of Professional Land Surveying.

Use of this survey by any other parties and/or for other purposes shall be at user's own risk and any loss resulting from other use shall not be the responsibility of the undersigned.

Executed this 28th day of January, 2022

FOR REVIEW ONLY

Registered Professional Land Surveyor

ACCEPTED BY: _____ SIGNATURE _____ DATE _____ SIGNATURE _____ DATE _____

NOTE: PROPERTY SUBJECT TO TERMS, CONDITIONS, AND EASEMENTS CONTAINED IN INSTRUMENTS RECORDED IN VOL. 5091, PG. 409 VOL. 5117, PG. 529 DOC. NO. 2007-120422

NOTES: BEARINGS ARE BASED ON DEED RECORDED IN INSTRUMENT NO. 2005-27051, O.P.R.D.C.T., EASEMENTS AND BUILDING LINES ARE BY RECORDED PLAT UNLESS OTHERWISE NOTED.



REVISIONS		
DATE	BY	NOTES

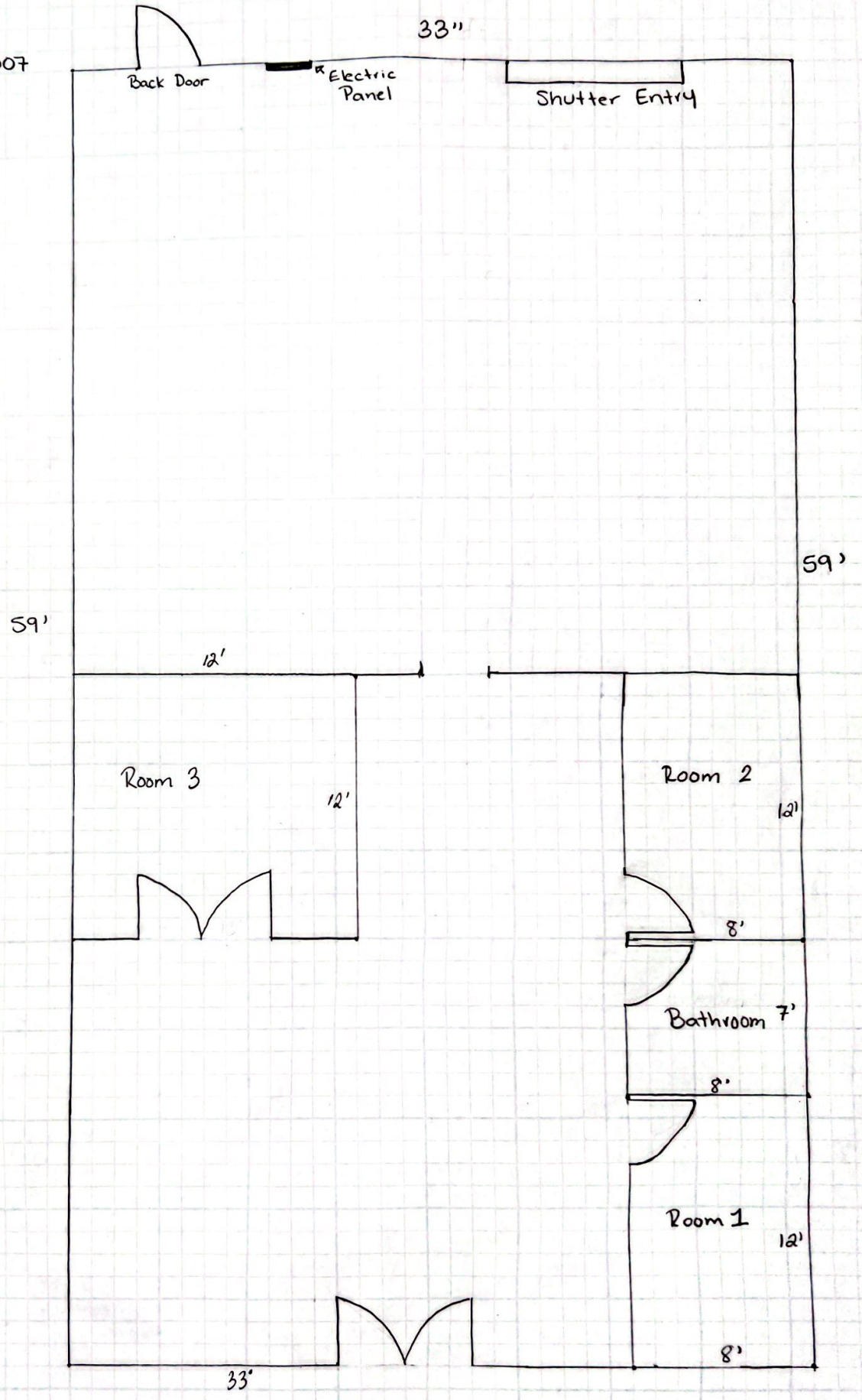
LEGEND	
○	CONTROLLING MONUMENT
○	1/2" IRON ROD FOUND
○	1/2" IRON ROD SET
○	1" IRON PIPE FOUND
○	5/8" ROD FOUND
○	FENCE POST CORNER
○	"X" FOUND / SET
▲	UNDERGROUND ELECTRIC
▲	OVERHEAD ELECTRIC
▲	POWER POLE
▲	POINT FOR CORNER
▲	GRAVEL/ROCK ROAD OR DRIVE
■	POOL EQUIPMENT
■	COLUMN
■	AIR CONDITIONING
■	FIRE HYDRANT
■	DES - DES
■	DES - CHP
■	ASPHALT PAVING
■	CHAIN LINK FENCE
■	WOOD FENCE
■	0.5" WIDE TYPICAL BARBED WIRE
■	IRON FENCE
■	FIRE FENCE
■	COVERED PORCH, DECK OR CARPORT
■	OVERHEAD ELECTRIC SERVICE
■	OVERHEAD POWER LINE
■	CONCRETE PAVING
■	DOUBLE SIDED WOOD FENCE



SCALE	DATE	JOB NO.	G.F. NO.	DRAWN
1" = 40'	1/28/2022	22001938	SEE CERT.	TO

TEXAS LAND TITLE SURVEY
 H.H. HILL SURVEY, ABSTRACT NO. 599
 CITY OF CARROLLTON, DENTON COUNTY, TEXAS
 3621 N. JOSEY LANE

Rosemeade Plaza
3609 N Josey Ln
Carrollton Tx 75007



3609

DONUTS

AutoZone

Low Price Guarantee



**Excerpt from Draft Minutes
Planning & Zoning Commission
Meeting of June 26, 2024**

Hold A Public Hearing To Consider An Ordinance Amending The Zoning To **Amend SUP-312 To Allow An Automobile, Motor Vehicle, Heavy Load Truck And Watercraft Paint And Body Shop (Vehicle Wrap, Window Tint, And Window Replacement)** In An Approximately 2,000 Square Foot Space Zoned (LR-2) Local Retail District And Located At 3609 North Josey Lane: Amending The Official Zoning Map Accordingly. **Case No. PLSUP 2024-071 Neu Tint Auto Glass.** Case Coordinator: Michael McCauley.

Michael McCauley, Senior Planner, presented this item. He advised that the current SUP-312 allows car alarms and audio equipment installations, and the business is no longer operating at this location. He stated the applicant is requesting to allow a vehicle wrap, window repair and window tint use. This use in the CZO falls under vehicle paint and body shop. He noted that the building space is currently unoccupied. A zoning locator map was reviewed. Mr. McCauley added that one comment card in opposition was received. He also stated that staff is recommending denial due to the use not being compatible to other surrounding uses and its proximity to single-family residential. If approved, however, staff recommends the motion includes the stipulations outline in the staff report, which includes the prohibition of paint and bodywork.

Commissioner Foster asked whether the next tenant could possibly do body shop work. Mr. McCauley responded “no.”

Commissioner Overholt commented that Stipulation 2 states no body shop work and Stipulation 3 states all work shall be done indoors. Mr. McCauley confirmed there will be no body shop or outdoor work.

Commissioner Doyle asked whether the previous SUP still applies since this request is to “amend SUP-312.” Mr. McCauley responded that the SUP number remains the same but the allowed usage changes. The current use for alarm and audio installation would be removed.

Commissioner Kramer asked how the enforcement would occur if paint and body work were to occur. Mr. McCauley stated that the Certificate of Occupancy would not allow it and the Code Enforcement Department would enforce it.

Chair Windrow asked if there was an applicant present who would like to speak. The applicant’s representative did not attend the meeting, and the proposed business owner could not communicate due to a language barrier. Mr. McCauley advised that because the applicant, who is also the proposed business owner’s translator, is not present, and if the Commission chooses, the item could be continued to the next meeting date.

Chair Windrow opened the public hearing. There were no speakers and with no questions from the Commissioners, he opened the floor for a motion. He reviewed the one comment card in opposition received.

** Commissioner Doyle moved to keep the public hearing open on Case No. PLSUP 2024-071*

Case No. PLSUP 2024-071 Neu Tint Auto Glass

Neu Tint Auto Glass and continue this item to the August 1, 2024, Planning and Zoning Commission meeting. Commissioner Kramer seconded the motion. The motion was approved with a 7-0 vote (Martin and Powell absent).

**Excerpt from Draft Minutes
Planning & Zoning Commission
Meeting of August 1, 2024**

Hold A Public Hearing To Consider An Ordinance Amending The Zoning To **Amend SUP-312 To Allow An Automobile, Motor Vehicle, Heavy Load Truck And Watercraft Paint And Body Shop (Vehicle Wrap, Window Tint, And Window Replacement)** In An Approximately 2,000 Square Foot Space Zoned (LR-2) Local Retail District And Located At 3609 North Josey Lane; Amending The Official Zoning Map Accordingly. **Case No. PLSUP 2024-071 Neu Tint Auto Glass.** Case Coordinator: Michael McCauley.

Mike McCauley provided a zoning locator map, as well as an aerial photo of the shopping center at 3609 North Josey Lane where this proposal is located. He also provided a photo of the rear of the building showing an overhead door for the suite. The suite is currently vacant. He described that the zoning categorizes this use as an automobile, motor vehicle, heavy load truck and watercraft paint and body shop. However, this business would only be for vehicle wrap, and window tint, repair and replacement. The current use allowed with SUP-312 is for vehicle alarm and installation. Staff is recommending denial, however, if the Commission votes to approve it, staff has suggested some stipulations. Public comment cards were received.

Commissioner Foster inquired where the work would be done. Mr. McCauley responded that a stipulation would require no outdoor operation.

Commissioner Kramer asked if other operations would be prohibited by stipulation. Mr. McCauley responded they would, and any future requests to deviate from what is permitted would have to come back to P&Z and Council for approval.

Commissioner Martin asked how many vehicles could fit inside the suite. Mr. McCauley responded two or three.

Chair Windrow asked what makes this use not compatible with other uses in the shopping center. Mr. McCauley responded because it is next to residential.

Commissioner Doyle asked how the city would monitor the uses inside the building. Mr. McCauley stated that during the Certificate of Occupancy process, city staff would inspect the building for the allowed use. After that, a complaint would trigger an inspection.

Chair Windrow asked if there is an applicant who would like to speak. Property Manager for the Shopping Center, Yugendra Shahi, stated the suite is 2,000 square feet and is currently vacant. The proposed tenant currently has a mobile window (windshield) replacement business and wants to begin operation from this specific location. The rear overhead door at this site is what he needs. All waiting vehicle parking will be in the front parking lot. He added that having a clean shopping center is most important to him and a cleaning crew comes twice per week. A dumpster on site is emptied once per week. All work will be done inside and there are no smells. A pre-inspection has already been performed by the city.

Commissioner Overholt asked the applicant whether the adjacent businesses are okay with this type of business locating there. The applicant responded yes; they welcome the additional foot traffic.

Commissioner Kramer asked how many employees will be working there. The applicant responded just the tenant and his wife.

Chair Windrow opened the public hearing. He stated that one comment card in favor was received and two opposed were received. There were no requests to speak.

There being no speakers, Chair Windrow opened the floor for discussion or a motion.

* *Commissioner Martin moved to approve Case No. PLSUP 2024-071 Neu Tint Auto Glass with stipulations; second by Commissioner Powell. The motion failed with a vote of 3 - 6 as follows:*

In favor: Commissioners Overholt, Martin, and Doyle

Opposed: Commissioners Foster, Yarbrough, Windrow, Powell, Kramer, and Hermon

Chair Windrow advised that since this item was not approved by the Planning and Zoning Commission, the applicant has 10 days from today to file a written appeal to the City Council.

From: [Maintenance](#)
To: [Michael McCauley](#)
Subject: Re: [EXT]Re: Case No. PLSUP 2024-071 Neu Tint Auto Glass (SUP)
Date: Friday, August 2, 2024 4:36:49 PM
Attachments: [dfd84c88.png](#)
[image001.png](#)
[image002.png](#)

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe.

Hello Michael,

I actually have been informed that we did not have enough votes for tenant to get special use permit. I would like to request a hearing with the city Council so we can discuss this matter and give you more details in depth on how the tenant will be operating his business.

For any maintenance queries, email - maintenance@allegiantpmgt.com
(It is a humble request to please send back a "Read Receipt" or acknowledge the receipt of this email).

Thank you,

 <p>ALLEGiant Property Management LLC</p>	<p>Vanessa Cantu Maintenance Coordinator 515 W Main St, Suite # 104 Allen, Texas 75013 O: 469-795-7484 ext 3109 D: 469-909-6091 F: 972-954-7130 Maintenance@allegiantpmgt.com</p>
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Important/Confidential: This message, including its contents, may be privileged and confidential. Do not disseminate it without my prior approval. If received in error, immediately notify me and delete the message.



ADDENDUM

ITEM NO. 6

CASE NO. PLSUP 2024-071 NEU TINT AUTO GLASS

PUBLIC COMMENTS 08.01.24

Name: Chris Smith
Address: 1842 Clear Creek Ln
City, ST, ZIP: Carrollton, TX 75007

For your opinion of opposition or support on the proposed change to be considered by the Planning & Zoning Commission or City Council, you must completely fill out this form, sign and date it and return it before end of business day one day prior to the public hearing.

Received
JUN 25 2024

I hereby register my: Support Opposition Planning
City of Carrollton

To Case No./Name: PLSUP 2024-071 Neu Tint Auto Glass

Comments: I don't want window tint scraps blowing down to my house like they do now. Someone down the street has wind w tint'n and I get scraps all the time. A business would bring more of it. No thanks.

Signature: [Handwritten Signature] Date: 6-20-24

Name: Harbor Properties
Address: 850 S. Hermitage Rd.
City, ST, ZIP: Hermitage PA 16148

For your opinion of opposition or support on the proposed change to be considered by the Planning & Zoning Commission or City Council, you must **completely** fill out this form, sign and date it and return it before end of business day one day prior to the public hearing.

I hereby register my: Support Opposition

Received
JUN 28 2024

To Case No./Name: PLSUP 2024-071

Comments: _____

Planning
City of Carrollton

Signature: [Handwritten Signature] Date: 6-18-24

Name: Estela Del Toro
Address: 1843 Castille Dr.
City, ST, ZIP: Carrollton, TX 75007

For your opinion of opposition or support on the proposed change to be considered by the Planning & Zoning Commission or City Council, you must **completely** fill out this form, sign and date it and return it before end of business day one day prior to the public hearing.

I hereby register my: Support Opposition

Received
JUN 28 2024

To Case No./Name: PLSUP 2024-071 New Tint Auto G.

Comments: I completely opposed to such a shop. If I wanted to live in an industrial area I would have bought a house in a different area.

Planning
City of Carrollton

Signature: [Handwritten Signature] Date: 6-23-24

Name:

Steven & Olivia Brown

Address:

1829 castille Dr

City, ST, ZIP:

Carrollton TX 75007

For your opinion of opposition or support on the proposed **Received** **JUL 01 2024** to be considered by the Planning & Zoning Commission or City Council, you must **completely** fill out this form, sign and date it and return it before end of business day one day prior to the public hearing.

I hereby register my: Support

Opposition **Planning City of Carrollton**

To Case No./Name:

PLSUP2024-071 New Time into Glass

Comments:

do not want this

Signature:

Steven Brown

Date:

6/17/24

PLANNING DEPARTMENT
CITY OF CARROLLTON
DATE: 09/10/2024

SPECIAL USE PERMIT NO. 312
DEVELOPMENT NAME: NEU TINT
AUTO GLASS

ORDINANCE NUMBER _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARROLLTON, TEXAS AMENDING ITS COMPREHENSIVE ZONING ORDINANCE TO AMEND, RESTATE AND REPLACE SPECIAL USE PERMIT NUMBER 312 AND THEREBY SUPERSEDE ORDINANCE NUMBER 2874 IN ITS ENTIRETY TO REVISE PROVISIONS FOR SPECIAL USE PERMIT NUMBER 312 TO PROVIDE FOR AUTOMOBILE, MOTOR VEHICLE, HEAVY LOAD TRUCK AND WATERCRAFT PAINT AND BODY SHOP (VEHICLE WRAP, WINDOW TINT, AND WINDOW REPLACEMENT) IN AN APPROXIMATELY 2,000 SQUARE-FOOT SPACE LOCATED AT 3609 NORTH JOSEY LANE, TO MODIFY CONCEPTUAL PLANS AND REVISE DEVELOPMENT STANDARDS; AMENDING THE OFFICIAL ZONING MAP; PROVIDING PENALTY, SEVERABILITY, REPEALER, AND SAVINGS CLAUSES; AND PROVIDING AN EFFECTIVE DATE ON AND AFTER ITS ADOPTION AND PUBLICATION.

WHEREAS, at a public hearing held on the First day of August 2024, the Planning & Zoning Commission considered and made recommendation on a certain request for a Special Use Permit (Case No. PLSUP 2024-071); and

WHEREAS, this change of zoning is in accordance with the adopted Comprehensive Plan of the City of Carrollton, as amended; and

WHEREAS, the City Council conducted a public hearing on the Tenth day of September 2024, at which all persons were given an opportunity to present testimony; and

WHEREAS, the City Council has determined the following amendment to the zoning laws to allow the requested use is not detrimental to the surrounding property, and is consistent with the purpose of the zoning district in which the above-described property is located; and

WHEREAS, the City Council, after determining all legal requirements of notice and hearing have been met, has further determined the following amendment to the zoning laws would provide for and would be in the best interest of the health, safety, morals and general welfare:

NOW, THEREFORE, BE IT ORDAINED 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 Ordinance as if copied in their entirety.

Section 2.

Special Use Permit Number 312 established for a certain approximately 2,000 square-foot space located at 3609 N. Josey Lane, and being more generally depicted on Exhibit A, is hereby amended, restated and replaced, thereby superseding Ordinance Number 2874 in its entirety, to provide for the following:

I. Permitted Use

Automobile, Motor Vehicle, Heavy Load Truck and Watercraft Paint and Body Shop
(Vehicle Wrap, Window Tint and Window Replacement)

II. Special Development Standards

Development shall be in accordance with the following special conditions, restrictions, and regulations:

1. All business activity shall be conducted inside the building with no outdoor overnight storage.
2. Paint and body repair is prohibited.

Section 3.

The Comprehensive Zoning Ordinance and the Official Map are hereby amended to reflect the action taken herein.

Section 4.

Any person violating a provision of this ordinance, upon conviction, is guilty of an offense punishable as provided in Section 10.99 of the Carrollton City Code.

Section 5.

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

Section 6.

This ordinance shall be cumulative of all provisions of ordinances of the City of Carrollton, Texas, 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.

Section 7.

Ordinance Number 1470, otherwise known as the Comprehensive Zoning Ordinance and the Official Zoning Map, as amended, shall remain in full force and effect.

Section 8.

This ordinance shall become and be effective on and after its adoption and publication.

PASSED AND APPROVED this the Tenth day of September 2024.

CITY OF CARROLLTON

By: _____
Steve Babick, Mayor

ATTEST:

Chloe Sawatzky
City Secretary

APPROVED AS TO FORM:

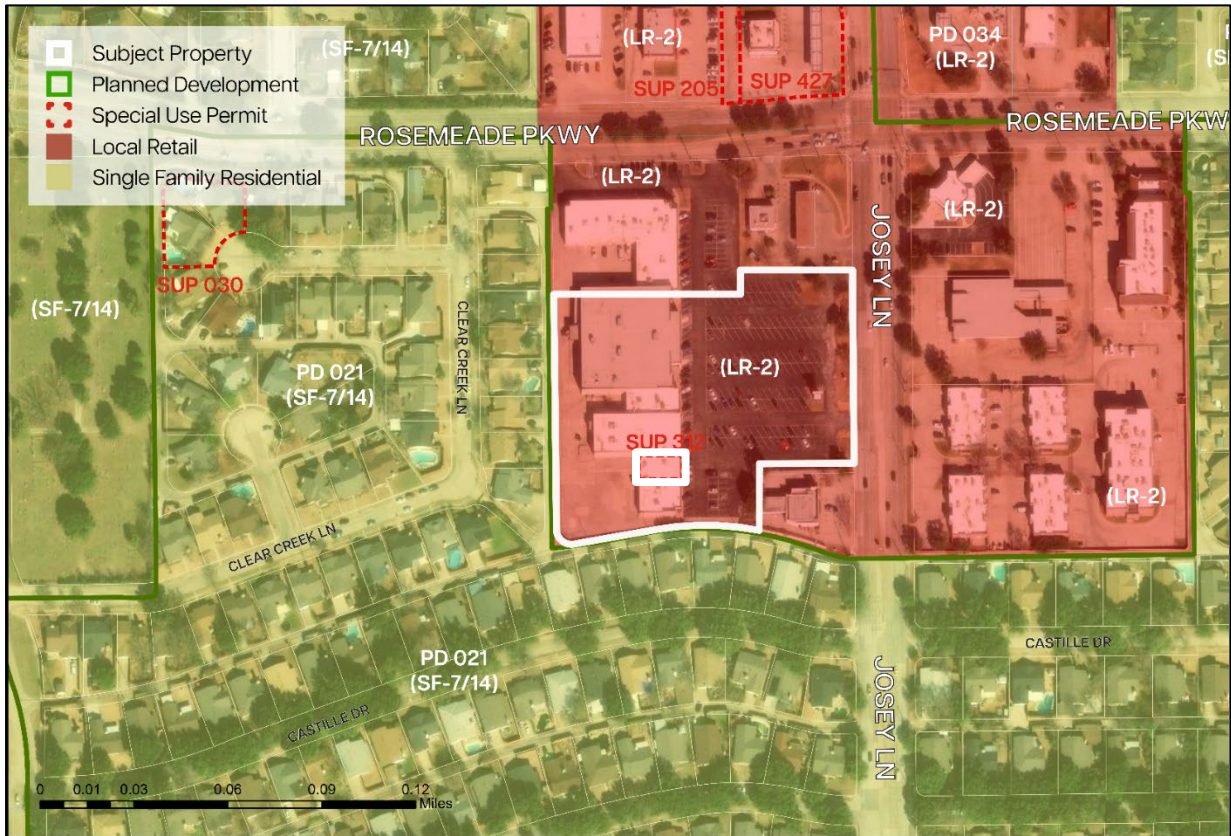
APPROVED AS TO CONTENT:

Albert Thomas
Assistant City Attorney II

Michael McCauley
Senior Planner

EXHIBIT A

GENERAL DEPICTION





Agenda Memo
File Number: 6852

Agenda Date: 9/10/2024

Version: 1

Status: Public Hearing/Individual Consideration

In Control: City Council

File Type: Public Hearing

Agenda Number: 34.

CC MEETING: September 10, 2024

DATE: September 3, 2024

TO: Erin Rinehart, City Manager

FROM: Loren Shapiro, AICP, Planning Manager
Shannon Hicks, Assistant City Manager

Hold A Public Hearing To Consider An Ordinance Amending The Zoning To Establish A Special Use Permit To Allow A Communications Tower, Freestanding (Excluding Antennas Or Support Structures For Amateur Radio Communications) On An Approximately 21.08-Acre Tract Zoned PD-005 For The (LR-2) Local Retail District And Located 1213 East Trinity Mills Road And Approximately 850 Feet East of East Trinity Mills Road and Old Denton Road; Amending The Official Zoning Map Accordingly. Case No. PLSUP 2024-074 Walmart Monopole.

BACKGROUND:

This is a request for approval of a Special Use Permit (SUP) to allow a 150-foot-tall Communications Tower, Freestanding (Excluding Antennas Or Support Structures For Amateur Radio Communications) for a tract zoned PD 005 for the (LR-2) Local Retail District.

STAFF RECOMMENDATION/ACTION DESIRED:

On June 26, 2024, the Planning and Zoning Commission recommended **APPROVAL** of the request with stipulations. The attached ordinance reflects the action of the Commission. Staff recommends **APPROVAL** and adoption of the ordinance.

RESULTS SHEET

Date: 09/10/24

Case No./Name: PLSUP 2024-074 Walmart Monopole

A. STAFF STIPULATIONS AND RECOMMENDATIONS

Staff recommends **APPROVAL** of the Special Use Permit for a Communications Tower, Freestanding (Excluding Antennas Or Support Structures For Amateur Radio Communications) with the following stipulations:

1. Permitted use: Communications Tower, Freestanding (Excluding Antennas Or Support Structures For Amateur Radio Communications)
2. An anti-climb devise shall be provided atop the proposed CMU wall.
 - a. Article XXI. Special Use Permits, Section D of the Comprehensive Subdivision Ordinance (CZO).
3. A copy of the filed lease agreement between SBA Towers and Walmart shall be provided to the city.
4. The site plan shall provide the setbacks from property lines.
 - a. Article XXI. Special Use Permits, Section D of the Comprehensive Subdivision Ordinance (CZO).
5. A 2:1 foot horizontal to vertical slope shall be the minimum setback between the height of the communication tower or antenna and any residential use and zoned tract.
 - a. Article XXI. Special Use Permits, Section D of the Comprehensive Subdivision Ordinance (CZO).
6. The communication tower height shall be limited to 150 feet.

B. P&Z ACTION from P&Z meeting: 06/26/24

Result: **APPROVED** /Vote: (7-0) MARTIN AND POWELL ABSENT

C. CC PUBLIC HEARING / ORDINANCE ACTION from CC meeting: 09/10/24

Result: /Vote:

APPLICANT'S NARRATIVE (1 OF 3)



June 6th, 2024

City of Carrollton
Planning Department
1945 E. Jackson Road
Carrollton, Texas 75006

RE: Notarized Statement of Co-Location Accommodation for 150' Monopole Telecommunications Tower at 1213 Trinity Mills Rd E, Parcel Number 140618300A01R0000

I, Larry Harris, the applicant and the representative of SBA Communications, hereby provide this notarized statement regarding the proposed construction of a telecommunications tower at the above-mentioned location.

I affirm that the construction of the telecommunications tower will accommodate the co-location of additional antennas for future users.

The design and structural capacity of the tower have been evaluated to ensure that it can support the installation of multiple antennas, thereby facilitating co-location opportunities for other telecommunications providers.

This statement is made to comply with the requirements of the zoning submittal process and to confirm our adherence to co-location policies as prescribed by relevant zoning and regulatory authorities.

Sincerely,

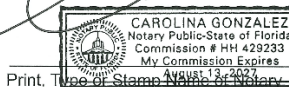
SBA Communications Corporation

NOTARY ACKNOWLEDGEMENT

THE STATE OF Florida
COUNTY OF Palm Beach

On 11/06, 2024 personally appeared Larry Harris and having been duly sworn by me, subscribed to the foregoing instrument, and has stated that the facts therein are true and correct.

Signature of Notary Public



Print, Type or Stamp Name of Notary

Personally Known: _____
OR Produced Identification: ✓
Type of Identification Produced: DL

APPLICANT'S NARRATIVE (2 OF 3)



May 24, 2024

**City of Carrollton
Planning Department
1945 E. Jackson Road
Carrollton, Texas 75006**

**RE: Request for Approval of 150' Monopole Telecommunications Tower at 1213 Trinity Mills Rd E,
Parcel Number 140618300A01R0000**

I am writing to formally express our intent to submit a zoning application for the installation of a new 150' Monopole telecommunications tower and associated ground compound near 1213 Trinity Mills Rd E, with parcel number 140618300A01R0000. This proposal aligns with the growing need for enhanced telecommunications infrastructure in the area and seeks to address the increasing demand for reliable and efficient communication services, including enhanced E911 service. Attached to this submission, you will find the RF data package provided by the carrier, which outlines the technical specifications and necessity for this project.

Thank you for considering our proposal. We look forward to the opportunity to discuss this further and provide any additional information as needed. Please do not hesitate to contact me if you have any questions or require further clarification.

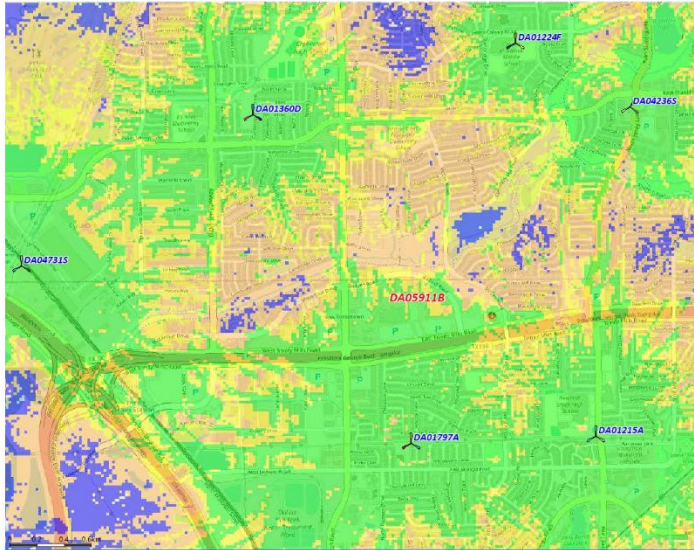
Regards,

SBA Communications Corporation

Jose Mancilla
Project Manager

APPLICANT'S NARRATIVE (3 OF 3)

T-Mobile 5G Coverage – Existing



Right Now: The area is served by DA01797A experiencing very high traffic. Customer experience is negatively affected due to high number of users in the area around Macarthur Dr and Old Denton Rd. Furthermore, coverage is marginal to poor due to distance away of the serving site DA01797A.

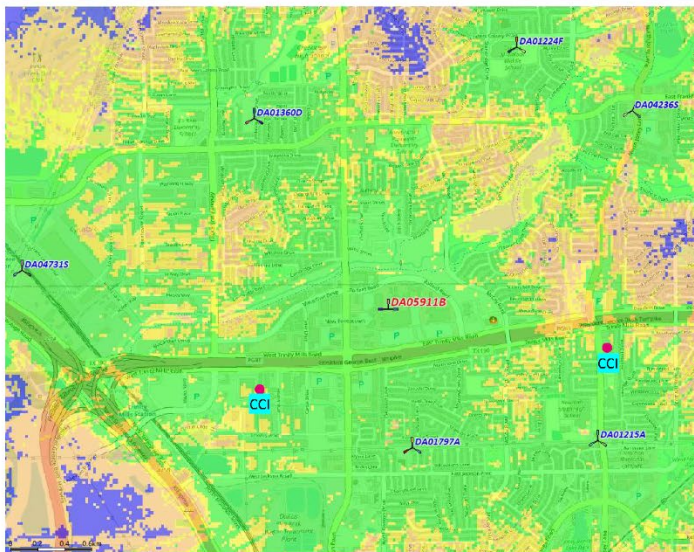
5G: Coverage by Signal Level (DL) N2500

	Min	Max	Legend
	-81	0	Indoor Commercial
	-86	-81	Indoor Residential
	-94	-86	In-Vehicle
	-101	-94	Outdoor

2 | T-Mobile Confidential

T-Mobile

T-Mobile 5G Coverage – with Proposed DA05911



Proposed: DA05911B located at Walmart will provide the coverage need in the area including north of Macarthur Dr with dense residential. It will also alleviate congestion on DA01797A resulting to better customer satisfaction.

The 2 Crown sites will not solve the capacity and coverage need in the area due to their location.

5G: Coverage by Signal Level (DL) N2500

	Min	Max	Legend
	-81	0	Indoor Commercial
	-86	-81	Indoor Residential
	-94	-86	In-Vehicle
	-101	-94	Outdoor

3 | T-Mobile Confidential

T-Mobile

SPECIAL USE PERMIT

Case Coordinator: Emily Offer

GENERAL PROJECT INFORMATION

SITE ZONING: PD-005 for the (LR-2) Local Retail District with SUP 380

	<u>SURROUNDING ZONING</u>	<u>SURROUNDING LAND USES</u>
NORTH	PD 005 for the (LR-2) Local Retail District	Multifamily Residential
SOUTH	PD-005 for the (SF-10/18) Single Family District	Single Family Detached
EAST	PD-005 for the (LR-2) Local Retail District and PD 005 for the (FWY) Freeway District	Retail
WEST	PD-005 (LR-2) Local Retail District	Retail

REQUEST: Approve a Special Use Permit (SUP) to allow a 150-foot-tall monopole telecommunication tower behind Walmart

PROPOSED USE: Communications Tower, Freestanding (Excluding Antennas Or Support Structures For Amateur Radio Communications)

ACRES/LOTS: Approximately 21.08-acres / 1 lot

LOCATION: 1213 East Trinity Mills Road

HISTORY: The proposed location is currently used as outdoor storage. The monopole will be located between Walmart and multifamily, closer to the rear face of Walmart and with a landscape buffer between the proposed location and the multifamily.

The SUP existing on the property is for an arcade (excluding adult arcades).

COMPREHENSIVE PLAN: Commercial – High Intensity

TRANSPORTATION PLAN: Trinity Mills Road is the access road for PGBT, PGBT is classified as a (CAH) Controlled Access Highway.

OWNER: Jimmy Buchanan/ Walmart Real Estate

REPRESENTED BY: Larry Harris/ SBA Towers X, LLC

STAFF ANALYSIS

REQUEST

This is a request for approval of a SUP to allow a 150-foot-tall Communications Tower, Freestanding (Excluding Antennas Or Support Structures For Amateur Radio Communications).

ORDINANCE REQUIREMENTS

Article V. of Carrollton's Comprehensive Zoning Ordinance (CZO) requires a SUP for a Communications Tower, Freestanding (Excluding Antennas Or Support Structures For Amateur Radio Communications) in PD 005 for the (LR-2) Local Retail zoning district.

ELEMENTS TO CONSIDER

1. The following shall be considered in granting a SUP for a communication tower:
 - a. Height of the proposed tower
 - b. Proximity of the tower to residential structures and residentially zoned district boundaries
 - c. Nature of uses on adjacent and nearby properties
 - d. Surrounding topography
 - e. Surrounding tree coverage and vegetation
 - f. Design of the tower, with particular reference to design characteristics that have the effect of reducing or eliminating visual obtrusiveness
 - g. Proposed ingress and egress, and
 - h. Availability of suitable existing communications towers, other structures, or alternative technologies not requiring the use of communications towers or structures
2. The communications tower will be located behind Walmart and approximately 300 feet from the nearest multi-family unit. This measurement was taken with google maps as the applicant did not provide this information.
3. Old-growth shade trees line the northern parcel boundary along the proposed location of the communication tower.
4. Each SUP application is discretionary and must be evaluated as to its probable effect on the adjacent properties and the community welfare and may be approved or denied as the findings indicate appropriate.
5. The proposed communications tower will provide improved network connections for the City of Carrollton in accordance with the attached exhibits.
6. There were no public comments received at the time of writing this report.

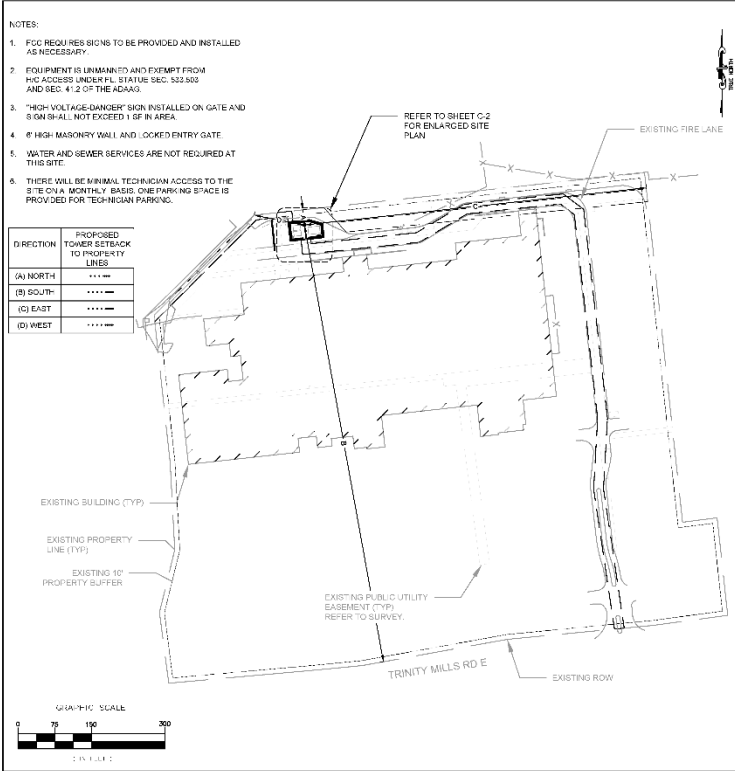
PURPOSE OF THE SPECIAL USE PERMIT

The purpose of the Special Use Permit is to authorize and regulate uses which may be beneficial in a specific instance to the general welfare of the community yet ensure that such uses are not detrimental to surrounding property and are consistent with the stated purpose of the zoning district in which such uses are located regarding conditions of operation, location, arrangement and construction.

CONCLUSION

Staff believes the use is appropriate for this location.

CONCEPTUAL SITE PLAN (1 OF 2)



- NOTES:**
1. FENCED SITE AREA SHALL BE CLEARED AND GRUBBED. REMOVE UNSUITABLE SOFT OR LOOSE SOILS, ORGANIC MATERIAL AND OR RUBBLE TO FIRM SUBGRADE. FILL UNDERCUT UP TO 6 INCHES BELOW FINISH GRADE.
 2. THE CONTRACTOR MUST CONTACT THE SURVEYOR TO STAKE OUT THE LEASE AREA AND ALL EASEMENTS PRIOR TO CONSTRUCTION. ALL FEES ARE THE RESPONSIBILITY OF THE CONTRACTOR.
 3. IF ANY ARCHAEOLOGICAL MATERIALS ARE ENCOUNTERED DURING CONSTRUCTION, THE CONTRACTOR SHALL STOP WORK IMMEDIATELY AND NOTIFY THE CLIENT.
 4. THE CONTRACTOR IS TO ENSURE THAT NO DAMAGE OR DEBRIS OCCURS ON THE ADJACENT PROPERTIES.
 5. THE CONTRACTOR SHALL KEEP ALL DISTURBED AREAS WITH LOW MAINTENANCE NATIVE GRASS AND COVER WITH APPROVED STRAW.
 6. UNTIL THE COMPOUND IS SURROUNDED BY A PERMANENT FENCE, THE CONTRACTOR MUST ERECT A TEMPORARY FENCE AROUND THE TOWER AND POST A "NO TRESPASSING" SIGN. ALL CLIMBING TOGS MUST BE REMOVED UP TO 20' UNLESS A PERMANENT FENCE IS INSTALLED.
 7. THE CONTRACTOR MUST ENSURE THAT ALL DELIVERY TRUCKS WILL BE ABLE TO DELIVER THE MATERIAL TO THE COMPOUND. IF THE DELIVERY TRUCKS CANNOT ACCESS THE COMPOUND, THEN THE CONTRACTOR MUST MAKE OTHER ARRANGEMENTS TO GET THE MATERIAL TO THE COMPOUND. IF THIS IS REQUIRED THE CONTRACTOR MUST CONTACT KIMBLE-HORN AND ASSOCIATES IMMEDIATELY. NO ADDITIONAL FEES WILL BE PASSED ON TO THE CLIENT.
 8. PROPOSED TOWER AND FOUNDATION TO BE INSTALLED IN ACCORDANCE WITH THE TOWER MANUFACTURER'S PLANS PROVIDED BY CLIENT. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE UNLOADING OF TOWER MATERIALS DELIVERED TO SITE BY THE TOWER MANUFACTURER.
 9. CONTRACTOR MUST REFER TO THE GEO TECH REPORT FOR ALL CONTRACTED FILL RECOMMENDATIONS. IF THE GEOTECH REPORT CONFLICTS WITH THE CONSTRUCTION DRAWINGS THEN STOP WORK AND CONTACT THE CLIENT AS SOON AS POSSIBLE.
 10. IT IS THE CONTRACTOR'S RESPONSIBILITY TO VERIFY ALL DOT AND/OR COUNTY SPECIFICATIONS PRIOR TO USE AND CONSTRUCTION. IF THE SPECIFICATIONS DIFFER FROM THE CONSTRUCTION DRAWINGS, THEN THE SPECIFICATIONS WILL GOVERN. NO ADDITIONAL COSTS FOR ADHERING TO THE SPECIFICATIONS WILL BE ALLOWED AFTER THE BID HAS BEEN ISSUED AND ACCEPTED NOR WILL PROJECT DELAYS BE TOLERATED.
 11. AT THE TIME THE CONSTRUCTION DRAWINGS WERE COMPLETED, NO TECHNOLOGIES SHOULD HAVE A DUTY OF THE PROPOSED TOWER MANUFACTURER DRAWINGS. THUS WE DO NOT KNOW THE EXACT SIZE OF THE OVERALL TOWER FOOTPRINT. THE CONTRACTOR MUST COMPARE THE CONSTRUCTION DRAWINGS WITH THE TOWER DRAWINGS PRIOR TO BID AND/OR CONSTRUCTION. IF THERE ARE ANY DISCREPANCIES OR POSSIBLE ISSUES THEY MUST NOTIFY THE CLIENT IMMEDIATELY.
- FLOOD ZONE INFORMATION**
- | | |
|-----------------|-------------|
| FLOOD ZONE | X |
| HAND NUMBER | AP 1022/PAK |
| DATE | 03/02/2014 |
| FLOOD ELEVATION | VA |
- OVERALL SITE PLAN**
SCALE: 1"=200' 47'-00" ON 22"x34" SHEET

KCI TECHNOLOGIES
14110 E. COUNTY ROAD 100, SUITE 100
DALLAS, TEXAS 75244
PHONE: 972.441.1000
FAX: 972.441.1001

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REVISIONS:

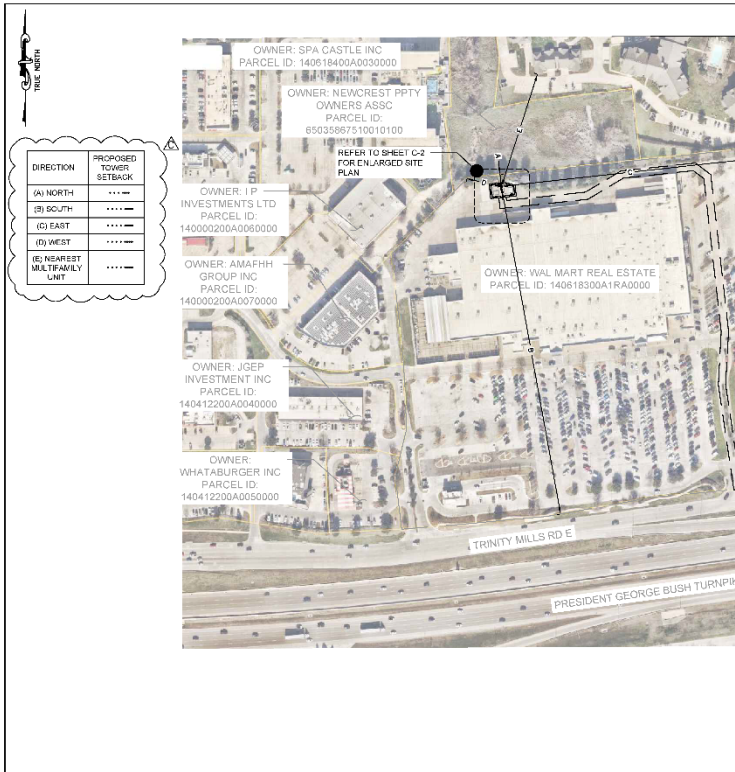
NO.	DATE	REVISED BY	COMMENTS
1	03/02/14	AP/PAK	ISSUED FOR REVIEW
2	03/02/14	AP/PAK	ISSUED FOR COMMENTS
3	03/02/14	AP/PAK	ISSUED FOR REVIEW

DATE: 03/02/14
SCALE: AS SHOWN
PROJECT NO.: 40266-07E
DRAWN BY: AP/PAK
CHECKED BY: TAC

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SBA TOWERS, INC.
8051 CONGRESS AVE
BOCA RATON, FL 33487
TEL: (561) 226-9523
FAX: (561) 226-9388

DATE: 03/02/14
PROJECT: WM 1216 CARROLLTON
DRAWING NO.: TX23204-S
SITE ADDRESS: 1215 TRINITY MILLS RD E, CARROLLTON, TX 75006
SUBSTRATE: RAW LAND
SHEET: OVERALL SITE PLAN
DRAWING NO.: C-1



- NOTES:**
1. FENCED SITE AREA SHALL BE CLEARED AND GRUBBED. REMOVE UNSUITABLE SOFT OR LOOSE SOILS, ORGANIC MATERIAL AND OR RUBBLE TO FIRM SUBGRADE. FILL UNDERCUT UP TO 6 INCHES BELOW FINISH GRADE.
 2. THE CONTRACTOR MUST CONTACT THE SURVEYOR TO STAKE OUT THE LEASE AREA AND ALL EASEMENTS PRIOR TO CONSTRUCTION. ALL FEES ARE THE RESPONSIBILITY OF THE CONTRACTOR.
 3. IF ANY ARCHAEOLOGICAL MATERIALS ARE ENCOUNTERED DURING CONSTRUCTION, THE CONTRACTOR SHALL STOP WORK IMMEDIATELY AND NOTIFY THE CLIENT.
 4. THE CONTRACTOR IS TO ENSURE THAT NO DAMAGE OR DEBRIS OCCURS ON THE ADJACENT PROPERTIES.
 5. THE CONTRACTOR SHALL KEEP ALL DISTURBED AREAS WITH LOW MAINTENANCE NATIVE GRASS AND COVER WITH APPROVED STRAW.
 6. UNTIL THE COMPOUND IS SURROUNDED BY A PERMANENT FENCE, THE CONTRACTOR MUST ERECT A TEMPORARY FENCE AROUND THE TOWER AND POST A "NO TRESPASSING" SIGN. ALL CLIMBING TOGS MUST BE REMOVED UP TO 20' UNLESS A PERMANENT FENCE IS INSTALLED.
 7. THE CONTRACTOR MUST ENSURE THAT ALL DELIVERY TRUCKS WILL BE ABLE TO DELIVER THE MATERIAL TO THE COMPOUND. IF THE DELIVERY TRUCKS CANNOT ACCESS THE COMPOUND, THEN THE CONTRACTOR MUST MAKE OTHER ARRANGEMENTS TO GET THE MATERIAL TO THE COMPOUND. IF THIS IS REQUIRED THE CONTRACTOR MUST CONTACT KIMBLE-HORN AND ASSOCIATES IMMEDIATELY. NO ADDITIONAL FEES WILL BE PASSED ON TO THE CLIENT.
 8. PROPOSED TOWER AND FOUNDATION TO BE INSTALLED IN ACCORDANCE WITH THE TOWER MANUFACTURER'S PLANS PROVIDED BY CLIENT. THE CONTRACTOR SHALL BE RESPONSIBLE FOR THE UNLOADING OF TOWER MATERIALS DELIVERED TO SITE BY THE TOWER MANUFACTURER.
 9. CONTRACTOR MUST REFER TO THE GEO TECH REPORT FOR ALL CONTRACTED FILL RECOMMENDATIONS. IF THE GEOTECH REPORT CONFLICTS WITH THE CONSTRUCTION DRAWINGS THEN STOP WORK AND CONTACT THE CLIENT AS SOON AS POSSIBLE.
 10. IT IS THE CONTRACTOR'S RESPONSIBILITY TO VERIFY ALL DOT AND/OR COUNTY SPECIFICATIONS PRIOR TO USE AND CONSTRUCTION. IF THE SPECIFICATIONS DIFFER FROM THE CONSTRUCTION DRAWINGS, THEN THE SPECIFICATIONS WILL GOVERN. NO ADDITIONAL COSTS FOR ADHERING TO THE SPECIFICATIONS WILL BE ALLOWED AFTER THE BID HAS BEEN ISSUED AND ACCEPTED NOR WILL PROJECT DELAYS BE TOLERATED.
 11. AT THE TIME THE CONSTRUCTION DRAWINGS WERE COMPLETED, NO TECHNOLOGIES SHOULD HAVE A DUTY OF THE PROPOSED TOWER MANUFACTURER DRAWINGS. THUS WE DO NOT KNOW THE EXACT SIZE OF THE OVERALL TOWER FOOTPRINT. THE CONTRACTOR MUST COMPARE THE CONSTRUCTION DRAWINGS WITH THE TOWER DRAWINGS PRIOR TO BID AND/OR CONSTRUCTION. IF THERE ARE ANY DISCREPANCIES OR POSSIBLE ISSUES THEY MUST NOTIFY THE CLIENT IMMEDIATELY.
- FLOOD ZONE INFORMATION**
- | | |
|-----------------|-------------|
| FLOOD ZONE | X |
| HAND NUMBER | AP 1022/PAK |
| DATE | 03/02/2014 |
| FLOOD ELEVATION | VA |
- OVERALL AERIAL PLAN**
SCALE: 1"=200' 47'-00" ON 22"x34" SHEET

KCI TECHNOLOGIES
14110 E. COUNTY ROAD 100, SUITE 100
DALLAS, TEXAS 75244
PHONE: 972.441.1000
FAX: 972.441.1001

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REVISIONS:

NO.	DATE	REVISED BY	COMMENTS
1	03/02/14	AP/PAK	ISSUED FOR REVIEW
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3	03/02/14	AP/PAK	ISSUED FOR REVIEW

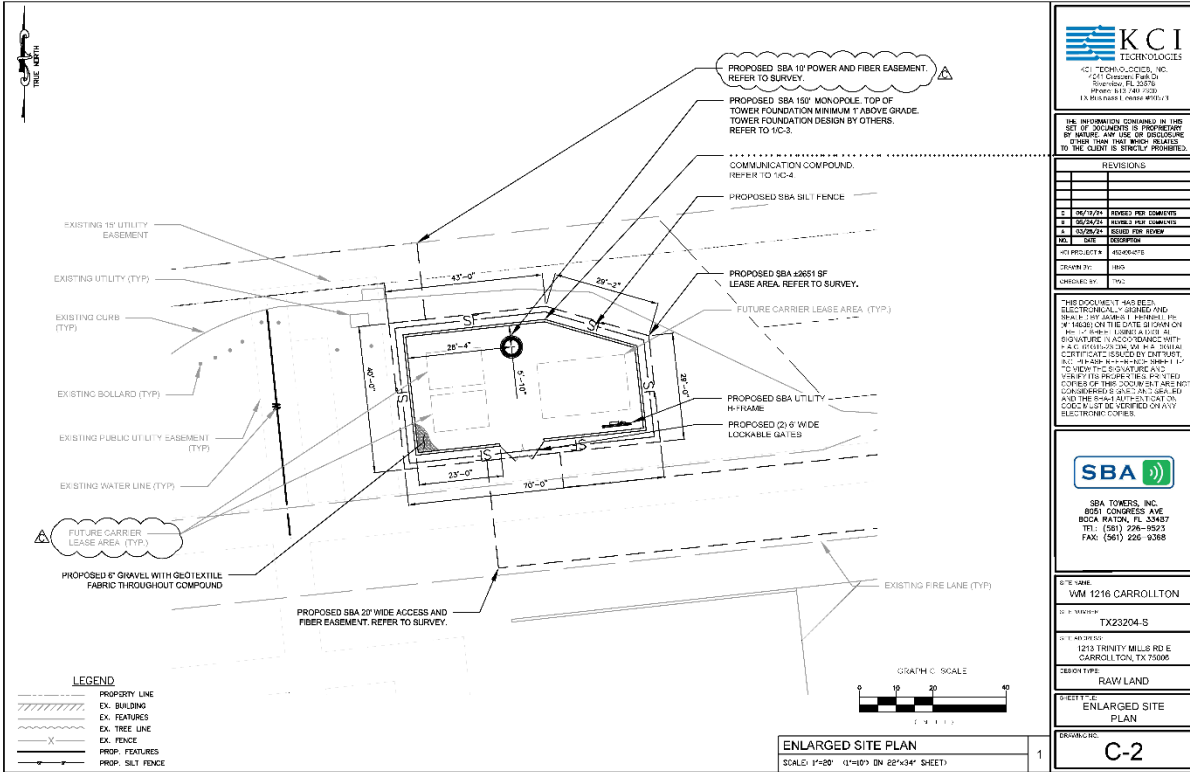
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SBA TOWERS, INC.
8051 CONGRESS AVE
BOCA RATON, FL 33487
TEL: (561) 226-9523
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DATE: 03/02/14
PROJECT: WM 1216 CARROLLTON
DRAWING NO.: TX23204-S
SITE ADDRESS: 1215 TRINITY MILLS RD E, CARROLLTON, TX 75006
SUBSTRATE: RAW LAND
SHEET: OVERALL AERIAL PLAN
DRAWING NO.: A-1

CONCEPTUAL SITE PLAN (2 OF 2)



CONCEPTUAL ELEVATIONS

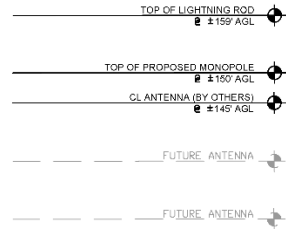
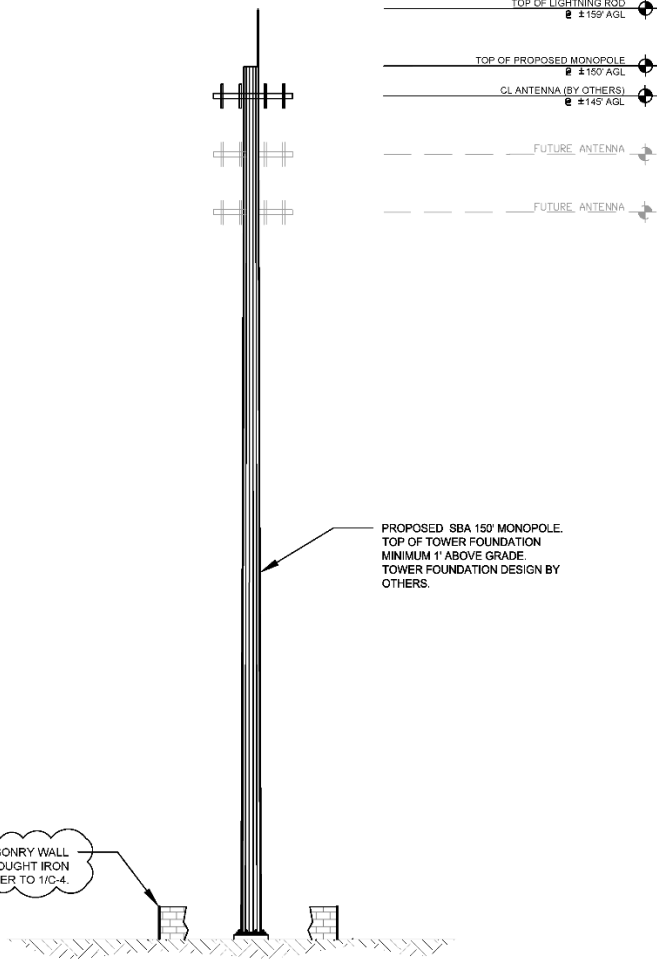
STRUCTURAL NOTES:

1. STRUCTURAL CALCULATION PREPARED BY OTHERS. CONTRACTOR TO COORDINATE WITH CLIENT REPRESENTATIVE TO OBTAIN A COPY.
2. CONTRACTOR TO REFER TO TOWER STRUCTURAL CALCULATIONS FOR ADDITIONAL LOADS. NO ERECTION OR MODIFICATION OF TOWER SHALL BE MADE WITHOUT APPROVAL OF STRUCTURAL ENGINEER.

NOTES:

- A. THE MONOPOLE SHALL BE PAINTED A NEUTRAL COLOR SO AS TO REDUCE VISUAL OBTRUSIVENESS.
- B. THE DESIGN OF THE MONOPOLE AND RELATED STRUCTURES SHALL, TO THE EXTENT POSSIBLE, USE MATERIALS, COLORS, TEXTURES, SCREENING, AND LANDSCAPING THAT WILL BLEND THEM INTO THE NATURAL SETTING AND SURROUNDING BUILDINGS.
- C. TOWERS SHALL NOT BE ARTIFICIALLY LIGHTED, UNLESS REQUIRED BY THE FAA OR OTHER APPLICABLE AUTHORITY. IF LIGHTING IS REQUIRED, THE LIGHTING ALTERNATIVES AND DESIGN CHOSEN MUST COMPLY WITH ALL CITY REGULATIONS TO THE EXTENT POSSIBLE AND MUST CAUSE THE LEAST DISTURBANCE TO THE SURROUNDING VIEWS.
- D. NO SIGNS SHALL BE ALLOWED ON A TOWER, ANTENNA OR ON ANY PORTION OF THE PREMISES USED FOR WIRELESS TELECOMMUNICATION USE.
- E. EXISTING MATURE PLANT GROWTH AND NATURAL LAND FORMS ON THE SITE SHALL BE PRESERVED TO THE MAXIMUM EXTENT POSSIBLE.
- F. ANY TOWER OR ANTENNA THAT IS NOT OPERATED FOR A CONTINUOUS PERIOD OF 90 DAYS SHALL BE CONSIDERED ABANDONED, AND THE OWNER OF SUCH TOWER OR ANTENNA SHALL REMOVE THE SAME WITHIN 90 DAYS OF THE CESSATION OF OPERATION.

PROPOSED 8" MASONRY WALL WITH WROUGHT IRON GUARDRAILS. REFER TO 1/C-4.



PROPOSED SBA 150' MONOPOLE.
TOP OF TOWER FOUNDATION
MINIMUM 1' ABOVE GRADE.
TOWER FOUNDATION DESIGN BY
OTHERS.



**Minutes
City of Carrollton
Planning & Zoning Commission
June 26, 2024**

Briefing Session and Meeting

A meeting of the City of Carrollton Planning & Zoning Commission was held on Thursday, June 26, 2024 at 6:30 p.m. in the Council Chambers at City Hall.

Commission Members Present:

Scott Windrow, Chair
Mark Yarbrough, 1st Vice Chair
Jim Doyle
Greg Kramer
Al Overholt
Kathleen Foster
Dave Hermon

Commission Members Absent:

Willadean Martin, Vice Chair
John Powell

Staff Members Present:

Loren Shapiro, Planning Manager
Mike McCauley, Senior Planner
Emily Offer, Planner
Ed Green, Plan Review Manager
Lydia Tormos, Admin Support Specialist

Herb Cavanaugh, Fire Marshall
Jared Nations, Capt. Fire Prevention
Tom Hammonds, Transportation
Albert Thomas, Asst. City Attorney

Guests Present:

None

*(Note: * = designation of a motion)*

6. Hold A Public Hearing To Consider An Ordinance Amending The Zoning To **Establish A Special Use Permit To Allow A Communications Tower, Freestanding (Excluding Antennas Or Support Structures For Amateur Radio Communications) On An Approximately 21.08-Acre Tract Zoned PD-005 For The (LR-2) Local Retail District And Located 1213 E Trinity Mills Road And Approximately 850 Feet East of E Trinity Mills Road and Old Denton Road; Amending The Official Zoning Map Accordingly. Case No. PLSUP 2024-074 Walmart Monopole.** Case Coordinator: Emily Offer.

Emily Offer, Planner, explained that this request is to allow a communication tower to be built on the north side of the Walmart property. She advised that a multi-family development is located to the north of the proposed site, approximately 300 feet away. A zoning map was provided. A conceptual site plan was reviewed and it was noted there is a buffer of trees that will screen the site on the north side. The height of the tower will be 150 feet with an 8-foot masonry wall surrounding it. A wrought iron anti-climb device will be at the top of the masonry wall. Staff is recommending

approval with stipulations. No public comment cards were received.

Commissioner Doyle inquired what regulates the height of such towers. Ms. Offer stated that the city's zoning ordinance states that the height of communications towers may be a maximum height of one-half the distance (measured in feet) to the nearest residential property. In this case, the multi-family unit is 300 feet away from the closest residential dwelling unit for the 150 feet pole. Zoning change signage was placed along Trinity Mills.

Commissioner Overholt asked whether the residents in the multi-family unit were notified of the zoning change. Ms. Offer advised that the property owner of the multi-family unit was notified; but staff is not required to notify the individual occupants of the multi-family unit.

Commissioner Kramer requested clarification as to the 200 feet notification requirement as it relates to the 300-foot distance requirement for the pole. Ms. Offer stated that state law requires notification to property owners within 200 feet of a zoning change and the 300 feet distance away from the residential area is the 2:1 fall radius for a 150 feet tall tower. Mr. McCauley repeated what Ms. Offer had explained and Planning Manager Loren Shapiro added that these are two separate regulations.

Chair Windrow asked if the applicant would like to speak. Tony Dawson, 11619 Bristol Chase, Tampa, FL of KCI Technologies was present to represent the applicant, SBA Communications. He reviewed the tower location, stating it is needed for better communications coverage in that area. The first tenant to lease a place for an antenna on the pole will be T-Mobile. Others may lease space on it in the future. He clarified that his company builds towers for power developers who then lease space to communications carriers.

Commissioner Overholt asked Mr. Dawson whether the added antennas will increase the height of the pole beyond 150 feet. Mr. Dawson stated no, they will only be placed below the height of the pole.

Chair Windrow opened the public hearing. There being no speakers he asked if the Commissioners had any questions or a motion.

*** *Commissioner Foster moved to close the public hearing and approve Case No. PLSUP 2024-074 Walmart Monopole with staff stipulations. Commissioner Doyle seconded the motion. The motion was approved with a 7-0 vote (Martin and Powell absent).***

Name: JAMES LEE
Address: 1017 E. TRINITY MILLS RD
City, ST, ZIP: CARROLLTON, TX 75006

For your opinion of opposition or support on the proposed change to be considered by the Planning & Zoning Commission or City Council, you must **completely** fill out this form, sign and date it and return it before end of **business day** one day prior to the public hearing.

Received
AUG 07 2024

I hereby register my: Support Opposition Planning City of Carrollton

To Case No./Name: PLSUP 2024-074 Wall Mart Mergale
Comments: OK SUPPORT IN THIS CASE

Signature: [Signature] Date: JUN 10-24

PLANNING DEPARTMENT
CITY OF CARROLLTON
DATE: 09/10/2024

SPECIAL USE PERMIT NO. 505
DEVELOPMENT NAME: WALMART
MONOPOLE

ORDINANCE NUMBER _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARROLLTON, TEXAS, AMENDING ITS COMPREHENSIVE ZONING ORDINANCE BY ESTABLISHING SPECIAL USE PERMIT NUMBER 505 PROVIDING FOR A COMMUNICATIONS TOWER, FREESTANDING (EXCLUDING ANTENNAS OR SUPPORT STRUCTURES FOR AMATEUR RADIO COMMUNICATIONS) ON AN APPROXIMATELY 21.08-ACRE TRACT ZONED PD-005 FOR THE (LR-2) LOCAL RETAIL DISTRICT AND LOCATED AT 1213 EAST TRINITY MILLS ROAD; AMENDING THE OFFICIAL ZONING MAP; PROVIDING PENALTY, SEVERABILITY, REPEALER, AND SAVINGS CLAUSES; AND PROVIDING AN EFFECTIVE DATE ON AND AFTER ITS ADOPTION AND PUBLICATION.

WHEREAS, at a public hearing held on the Twenty-Sixth day of June 2024, the Planning & Zoning Commission considered and made recommendation on a certain request for a Special Use Permit (Case No. PLSUP 2024-074); and

WHEREAS, this change of zoning is in accordance with the adopted Comprehensive Plan of the City of Carrollton, as amended; and

WHEREAS, the City Council conducted a public hearing on the Tenth day of September 2024, at which all persons were given an opportunity to present testimony; and

WHEREAS, the City Council has determined the following amendment to the zoning laws to allow the requested use is not detrimental to the surrounding property, and is consistent with the purpose of the zoning district in which the above-described property is located; and

WHEREAS, the City Council, after determining all legal requirements of notice and hearing have been met, has further determined the following amendment to the zoning laws would provide for and would be in the best interest of the health, safety, morals, and general welfare:

NOW, THEREFORE, BE IT ORDAINED 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 Ordinance as if copied in their entirety.

Section 2.

Special Use Permit Number 505 is hereby established for a certain tract of land, located at 1213 East Trinity Mills Road, and being more generally depicted on Exhibit A, providing for the following:

I. Permitted Use

Communications Tower, Freestanding (Excluding Antennas Or Support Structures For Amateur Radio Communications)

II. Special Development Standards

Development shall be in accordance with the following special conditions, restrictions, and regulations:

1. Development shall be in general conformance with the attached conceptual site plan and conceptual elevation plan as depicted in the applicant's attached exhibits;
2. An anti-climb device shall be provided atop the proposed CMU wall.
3. A copy of the filed lease agreement between SBA Towers and Walmart shall be provided to the city.
4. The site plan shall provide the setbacks from property lines.
5. A 2:1 foot horizontal to vertical slope shall be the minimum setback between the height of the communication tower or antenna and any residential use and zoned tract.
6. The communication tower height shall be limited to 150 feet.

Section 3.

The Comprehensive Zoning Ordinance and the Official Map are hereby amended to reflect the action taken herein.

Section 4.

Any person violating a provision of this ordinance, upon conviction, is guilty of an offense punishable as provided in Section 10.99 of the Carrollton City Code.

Section 5.

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

Section 6.

This ordinance shall be cumulative of all provisions of ordinances of the City of Carrollton, Texas, 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.

Section 7.

Ordinance Number 1470, otherwise known as the Comprehensive Zoning Ordinance and the Official Zoning Map, as amended, shall remain in full force and effect.

Section 8.

This ordinance shall become and be effective on and after its adoption and publication.

PASSED AND APPROVED this the Tenth day of September 2024.

CITY OF CARROLLTON

By: _____
Steve Babick, Mayor

ATTEST:

Chloe Sawatzky
City Secretary

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:

Albert Thomas
Assistant City Attorney

Emily Offer
Senior Planner

EXHIBIT A GENERAL DEPICTION





Agenda Memo File Number: 6846

Agenda Date: 9/10/2024

Version: 1

Status: Public Hearing/Individual Consideration

In Control: City Council

File Type: Public Hearing

Agenda Number: 35.

CC MEETING: September 10, 2024

DATE: August 29, 2024

TO: Erin Rinehart, City Manager

FROM: Melissa Everett, Finance Director
Chrystal Davis, Assistant City Manager

Conduct A **Public Hearing On The Proposed 2024 Property Tax Rate And Proposed Operating And Capital Budget For The Fiscal Year October 1, 2024 Through September 30, 2025.**

BACKGROUND:

The Proposed Budget was distributed to Council on July 31, 2024 and a Council work session was held August 6, 2024, at which staff presented the Proposed Budget. An additional Council work session was conducted on August 20, 2024, to provide Council the opportunity to deliberate and provide guidance to staff for the finalization of the Proposed Budget. The Public Hearing on the Proposed Budget and Proposed Tax Rate was scheduled for September 10, 2024. Required publication of the tax rates and public hearing dates were advertised in the *Dallas Morning News* on August 31, 2024. The Proposed Budget and Proposed Tax Rate are to be presented to Council for adoption on September 10, 2024.

STAFF RECOMMENDATION/ACTION DESIRED:

Hold a Public Hearing on September 10, 2024, on the proposed tax rate for Tax Year 2024 and the proposed budget for Fiscal Year 2025. Any changes resulting from citizen input could be considered and incorporated into the budget that night, prior to the approval of the budget during the regular meeting.



City of Carrollton

1945 E. Jackson Rd
Carrollton TX 75006

Agenda Memo File Number: 6847

Agenda Date: 9/10/2024

Version: 1

Status: Other Business

In Control: City Council

File Type: Ordinances

Agenda Number: 36.

CC MEETING: September 10, 2024

DATE: September 4, 2024

TO: Erin Rinehart, City Manager

FROM: Melissa Everett, Finance Director
Chrystal Davis, Assistant City Manager

Consider An **Ordinance Adopting And Approving An Operating And Capital Budget For The City Of Carrollton, Making Appropriations Therefore For The Fiscal Year October 1, 2024 Through September 30, 2025.**

BACKGROUND:

The Proposed Budget was distributed to the City Council on July 31, 2024, and Council work sessions were held on August 6, 2024, and August 20, 2024, to discuss the Proposed Budget. The required public hearing on the Proposed Budget and Proposed Tax Rate will be held on September 10, 2024. The Proposed Budget was filed with the City Secretary and posted to the City website in accordance with the requirements of the Local Government Code.

Required publications of Notices of the Proposed Tax Rate and the Budget Public Hearings were advertised in the *Dallas Morning News*.

Any additional decisions made during the September 10, 2024, work session will be incorporated into the adopted budget and following ordinance.

STAFF RECOMMENDATION/ACTION DESIRED:

City Council is requested to pass the attached ordinance adopting and approving the operating and capital budget for Fiscal Year 2025.

Attachments:

Budget Ordinance

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARROLLTON, TEXAS, ADOPTING AND APPROVING AN OPERATING AND CAPITAL BUDGET FOR THE CITY OF CARROLLTON, TEXAS; MAKING APPROPRIATIONS THEREFORE FOR THE FISCAL YEAR OCTOBER 1, 2024 THROUGH SEPTEMBER 30, 2025; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, heretofore a budget for the Fiscal Year October 1, 2024 through September 30, 2025, has been prepared by the City Manager of the City of Carrollton, Texas; and

WHEREAS, said budget has been presented by the City Manager, along with her budget message, in accordance with Article IV of the City Charter; and

WHEREAS, the City Council finds that all legal requirements of notice and hearings have been met; and

WHEREAS, the City Council finds the budget, as filed and amended, safeguards the financial condition of the City and the comparative expenditures expressed therein provide for the health, safety and welfare of the community.

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

SECTION 1

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

SECTION 2

The City Council hereby adopts and approves the budget as filed and amended for the Fiscal Year beginning October 1, 2024, through September 30, 2025, and hereby appropriates the amounts as specified therein at the fund level.

SECTION 3

The City Council does hereby designate that \$0.028008 of the \$0.393162 tax rate levy for operating purposes for Fiscal Year 2024-2025 be segregated into a capital fund for the specific and expressed purposes of street rehabilitation and transit-oriented development.

SECTION 4

The City Council does hereby designate that \$0.028007 of the \$0.393162 tax rate levy for operating purposes for Fiscal Year 2024-2025 be segregated into a capital fund for the specific and expressed purposes of a Neighborhood Partnership or Capital Improvement Program.

SECTION 5

The City Council does hereby designate that \$0.005950 of the \$0.393162 tax rate levy for operating purposes for Fiscal Year 2024-2025 be segregated into a special revenue fund for the specific and expressed purposes of economic development grants.

SECTION 6

The City Manager is authorized to take all steps reasonable and necessary to implement the budget; therefore, general expenditure authority of up to \$50,000 is granted to the City Manager, or her designees, without further City Council action.

SECTION 7

This Ordinance shall become and be effective on and after its adoption.

PASSED AND APPROVED THIS 10TH DAY OF SEPTEMBER, 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:

Diana K. Vaughn, Chief Financial Officer



Agenda Memo
File Number: 6848

Agenda Date: 9/10/2024

Version: 1

Status: Other Business

In Control: City Council

File Type: Ordinances

Agenda Number: 37.

CC MEETING: September 10, 2024

DATE: September 4, 2024

TO: Erin Rinehart, City Manager

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

Consider An **Ordinance Establishing The Tax Rate And Tax Levy For The City Of Carrollton For The Tax Year 2024 Upon The Taxable Property In The City Of Carrollton In Conformity With The Laws Of The State Of Texas And The City.**

BACKGROUND:

Section 26.05 of the Texas Property Tax Code requires a governing body to adopt a tax rate for the current tax year. The tax rate must be adopted as two separate components: (1) maintenance and operation and (2) debt service. The proposed budget included a proposed tax rate for maintenance and operations of 39.4205 cents per \$100 valuation. After Council deliberations, the tax rate is proposed for adoption at 39.3162 cents per \$100 valuation for maintenance and operations and 14.5588 cents per \$100 valuation for debt service, totaling 53.8750 cents per \$100 valuation.

For Tax Year 2024, the City of Carrollton is proposing a tax rate that exceeds the no-new-revenue tax rate but does not exceed the voter-approval rate. Based on the proposed tax rate, the motion needs to be made as follows:

“I move that the property tax rate be increased by the adoption of a tax rate of 53.8750 cents per \$100 dollars valuation, which is effectively a 4.16% percent increase in the tax rate.”

If the ordinance sets a tax rate that will impose an amount of taxes to fund maintenance and operation (M&O) expenditures of the taxing unit that exceeds the amount of taxes imposed for that purpose in the preceding year, the taxing unit must include specific wording in the tax rate ordinance and on the website of the taxing unit.

The no-new-revenue M&O rate for Tax Year 2024 is \$0.380875 and the proposed M&O tax rate is \$0.393162. Based on the proposed tax rate, the following statements must be included in the ordinance adopting the tax rate and on the home page of the City's website.

THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE. THE TAX RATE WILL EFFECTIVELY BE RAISED 3.23 PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATION ON A \$100,000 BY APPROXIMATELY \$12.29.

FINANCIAL IMPLICATIONS:

The ad valorem tax revenue is part of the funding for the Fiscal Year 2025 Budget.

STAFF RECOMMENDATION/ACTION DESIRED:

City Council is requested to approve the Ordinance setting the tax rate for the 2024 tax year at \$0.538750 on each \$100 valuation of property. This ordinance includes the above wording required by section 26.05 of the Texas Property Tax Code.

Attachment:

Ordinance

ORDINANCE NO. _____

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF CARROLLTON, TEXAS, ESTABLISHING THE TAX RATE AND TAX LEVY FOR THE CITY OF CARROLLTON, TEXAS, FOR THE TAX YEAR 2024 UPON THE TAXABLE PROPERTY IN THE CITY OF CARROLLTON, IN CONFORMITY WITH THE LAWS OF THE STATE OF TEXAS AND THE CITY; AND PROVIDING AN EFFECTIVE DATE.

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

SECTION 1

There shall be and the same is hereby levied and shall be assessed and collected for the tax year 2024, an ad valorem tax rate of FIFTY THREE POINT EIGHT SEVEN FIVE CENTS (\$0.538750) ON EACH ONE HUNDRED DOLLARS (\$100) valuation of property located within the present City limits, made taxable by law, with taxes when collected shall be appropriated among the funds and departments of the City for the following purposes:

For Maintenance and Operation Purposes	\$0.393162
For General Obligation Debt Service	<u>\$0.145588</u>
 Total Ad Valorem Tax Rate	 \$0.538750

THIS TAX RATE WILL RAISE MORE TAXES FOR MAINTENANCE AND OPERATIONS THAN LAST YEAR'S TAX RATE. THE TAX RATE WILL EFFECTIVELY BE RAISED 3.23 PERCENT AND WILL RAISE TAXES FOR MAINTENANCE AND OPERATION ON A \$100,000 BY APPROXIMATELY \$12.29.

SECTION 2

An exemption amounting to twenty percent (20%) of the assessed valuation, or a minimum of five-thousand dollars (\$5,000), is hereby granted to owner-occupied single-family residential units ("Homestead Property") within the City.

In addition, a resident who qualifies may select one (1) of the following:

- (a) an exemption is hereby granted for all persons sixty-five (65) years of age or older occupying Homestead Property in the amount of \$97,000; or
- (b) an exemption is hereby granted for all persons classified as disabled occupying Homestead Property in the amount of \$97,000. A disabled person is defined as one who is totally disabled as determined by the Social Security Administration.

SECTION 3

The Tax Assessors for the City of Carrollton are hereby directed to assess, extend, and enter upon the tax rolls of the City, for current taxable year, the amounts and rates herein levied, and to keep a current amount of same and when same is collected.

SECTION 4

This Ordinance shall become and be effective on and after its adoption.

DULY PASSED AND APPROVED by the City Council of the City of Carrollton, Texas this 10th day of September, 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:

Diana Vaughn, Chief Financial Officer



City of Carrollton

1945 E. Jackson Rd
Carrollton TX 75006

Agenda Memo

File Number: 6849

Agenda Date: 9/10/2024

Version: 1

Status: Other Business

In Control: City Council

File Type: Resolution

Agenda Number: 38.

CC MEETING: September 10, 2024

DATE: September 4, 2024

TO: Erin Rinehart, City Manager

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

Consider A **Resolution Ratifying The Property Tax Increase Reflected In The Fiscal Year 2024 - 2025 Operating Budget.**

BACKGROUND:

Section 102.007 of the Local Government Code requires a governing body that adopts a budget which raises more revenue from property taxes than in the previous year to ratify the property tax increase reflected in the budget. A vote under this subsection is in addition to and separate from the vote to adopt the budget or a vote to set the tax rate required by Chapter 26, Tax Code, or other law.

FINANCIAL IMPLICATIONS:

The Fiscal Year 2024-2025 Budget will raise more total property taxes than last year's budget by \$4,965,183, a 4.16% increase, and of that amount \$1,297,409 is tax revenue to be raised from new property added to the tax roll this year.

STAFF RECOMMENDATION/ACTION DESIRED:

City Council is requested to pass a Resolution ratifying the property tax increase.

Attachments:

Resolution

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARROLLTON, TEXAS, RATIFYING THE PROPERTY TAX INCREASE REFLECTED IN THE FISCAL YEAR 2024-2025 OPERATING BUDGET; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, Section 102.007 of the Texas Local Government Code requires that when a governing body intends to adopt a budget that requires raising more revenue from property taxes than in the previous year, that governing body is to ratify the property tax increase reflected in the budget; and

WHEREAS, Section 102.007 of the Texas Local Government Code requires that this ratification be conducted as a vote separate from the vote to adopt the budget; and

WHEREAS, Section 102.007 of the Texas Local Government Code requires that this ratification be conducted as a vote separate from the vote to set the tax rate, as required by Chapter 26, Tax Code or other law; and

WHEREAS, the Fiscal Year 2024-2025 Proposed Annual Budget for Municipal Services, as presented to City Council and in the form for which it is considered for the public hearing requires raising more revenue from property taxes than in the previous year; and

WHEREAS, the Carrollton City Council, as the governing body, intends to adopt the Proposed Fiscal Year 2024-25 Proposed Annual Budget for Municipal Services.

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 Carrollton City Council, as the governing body of the City of Carrollton, hereby ratifies the property tax revenue increase reflected in the Fiscal Year 2024-2025 Proposed Annual Budget for Municipal Services.

SECTION 3

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

DULY PASSED AND APPROVED by the City Council of the City of Carrollton, Texas, this 10th day of September 2024.

CITY OF CARROLLTON, TEXAS

Steve Babick, Mayor

ATTEST:

Chloe Sawatzky, City Secretary

APPROVED AS TO FORM:

APPROVED AS TO CONTENT:

Meredith Ladd, City Attorney

Diana Vaughn, Chief Financial Officer



Agenda Memo

Agenda Date:

Version: 1

Status: Public Forum

In Control: City Council

File Type: Public Forum

Agenda Number: 39.

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.