

RESOLUTION NO. _____

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF CARROLLTON, TEXAS, AUTHORIZING THE CITY MANAGER TO EXECUTE AN INTERLOCAL COOPERATION AGREEMENT WITH NORTH TEXAS EMERGENCY COMMUNICATIONS CENTER, INC. (“NTECC”), THE TOWN OF ADDISON, THE CITY OF COPPELL, AND THE CITY OF FARMERS BRANCH FOR THE ACQUISITION OF PROPERTY FROM THE METROCREST HOSPITAL AUTHORITY FOR THE NEW NTECC CONSOLIDATED PUBLIC SAFETY COMMUNICATIONS CENTER; AUTHORIZING THE CITY MANAGER TO TAKE ANY ADDITIONAL ACTS TO CARRY OUT THE CITY’S OBLIGATIONS UNDER THE INTERLOCAL COOPERATION AGREEMENT; AUTHORIZING THE CITY’S SHARE OF COSTS RELATIVE TO THE PURCHASE AND CLOSING OF THE PROPERTY IN AN AMOUNT NOT TO EXCEED \$1,561,020.80; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the City of Carrollton (“Carrollton”), Town of Addison (“Addison”), City of Coppel (“Coppel”) and the City of Farmers Branch (“Farmers Branch”) (collectively, “the Cities”) have joined to establish North Texas Emergency Communications Center, Inc. (“NTECC”);

WHEREAS, NTECC is a Texas local government corporation organized by the Cities pursuant to Subchapter D of Chapter 431 of the Texas Transportation Code to assist the Cities in the performance of their governmental functions to promote the common good and general welfare of the Cities, including without limitation, financing, constructing, owning, managing and operating a regional public safety communications center (the “Center”) on behalf and for the benefit of the Cities;

WHEREAS, the Interlocal Cooperation Act, Texas Government Code, Chapter 791, as amended (the “Act”) provides authority for local governments of the State of Texas to enter into interlocal agreements with each other and with local government corporations for the purpose of performing governmental functions and services as set forth in the Act;

WHEREAS, pursuant to the authority granted by that certain *Interlocal Agreement Regarding Consolidated Dispatch Center Lease* among the Cities effective on or about May 2, 2014, NTECC entered into a lease agreement with CyrusOne, LLC (the “Lease”) to house NTECC’s operation;

WHEREAS, the initial term of the Lease ends April 30, 2029;

WHEREAS, NTECC has determined the premises leased pursuant to the Lease are not adequate to accommodate NTECC operations as they continue to expand in order to properly provide the NTECC services for the Cities;

WHEREAS, having considered NTECC’s needs for larger facilities, the current and future rent being paid by NTECC pursuant to the Lease, and the cost associated with expanding the

Center by leasing additional space from CyrusOne, LLC, NTECC and the Cities have determined it is in their best interest to construct and own a new Center (“Project”);

WHEREAS, Section 1.08 of the NTECC Bylaws provides that NTECC, through its Board of Directors, may approve capital improvements, services, or other projects consistent with the purposes of NTECC to assist the Cities in the performance of their governmental functions (each an “Approved Project”);

WHEREAS, the Cities and NTECC are currently negotiating the *Interlocal Cooperation Agreement – New Communications Center* (“Agreement”) for the purpose of (i) acknowledging and agreeing that the Project is an Approved Project pursuant to the NTECC Bylaws and (ii) setting forth the terms and conditions by which the Cities agree to develop and provide funding for the Project;

WHEREAS, the costs for the Center are not yet finalized, because the design of the Center is on-going;

WHEREAS, Metrocrest Hospital Authority (“MHA”) owns undeveloped property adjacent to Medical Parkway north of Hebron Parkway (“Property”), as more accurately depicted in Exhibit “A” to this Resolution, a location the Cities and NTECC have identified as desirable to locate the Center;

WHEREAS, MHA considered the sale of the Property to the Cities at its August 20, 2024 board meeting and approved the sale, subject to meeting all conditions of state law, including public notice of the sale to the Cities on or about October 15, 2024;

WHEREAS, the Cities desire to acquire the Property, which will be conveyed to NTECC in accordance with the terms of the Agreement, once all costs have been finalized;

WHEREAS, each city will acquire an undivided interest in the Property in accordance with the percentage of costs, based on a three-year rolling average of calls for service, which for Carrollton is 48.7819%, subject to a right of reversion if NTECC ceases to operate;

WHEREAS, the purchase price accepted by MHA for the Property is \$3,100,000 and closing, platting, and survey costs are estimated to be \$100,000 for a total closing price of \$3,200,000;

WHEREAS, Carrollton’s total cost to acquire its 48.7819% interest in the Property is an amount not to exceed \$1,561,020.80; and

WHEREAS, the City Council of the City of Carrollton, Texas, finds it to be in the public interest to authorize the City Manager to take all necessary action to purchase and close on the Property in an amount not to exceed \$1,561,020.80;

NOW, THEREFORE, BE IT RESOLVED BY THE 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 part hereof for all purposes.

SECTION 2

The City Manager is hereby authorized to execute on behalf of the City an Interlocal Cooperation Agreement with NTECC, the Town of Addison, the City of Coppell, and the City of Farmers Branch for the purpose of acquiring the Property from Metrocrest Hospital Authority for the Center, including the expenditure of Carrollton’s percentage share of Project funding, which is 48.7819%, in an amount not to exceed \$1,561,020.80.

SECTION 3

The City Manager is further authorized to take such actions as reasonable and necessary to comply with the intent of this Resolution.

SECTION 4

This Resolution shall become effective immediately upon approval.

DULY PASSED and approved by the City Council of the City of Carrollton, Texas, this 22nd day of October, 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

Rex Redden, Executive Director
Public Safety