

**CARROLLTON CITY COUNCIL
REGULAR MEETING AND WORKSESSION
SEPTEMBER 26, 2023**

The City Council of the City of Carrollton, Texas convened in a Regular Meeting and Worksession on Tuesday, September 26, 2023 at 6:15 p.m. with the following members present: Mayor Steve Babick, Christopher Axberg, Jason Carpenter, Richard Fleming, Andrew Palacios and Daisy Palomo. Also present were City Manager Erin Rinehart, Assistant City Managers Marc Guy and Chrystal Davis, City Attorney Meredith Ladd and City Secretary Chloe Sawatzky.

Mayor Pro Tem Nancy Cline and Deputy Mayor Pro Tem H.A. “Rusty” Pendleton were not present.

6:15 P.M. – COUNCIL BRIEFING ROOM

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

Mayor Babick called the meeting to order at 6:15 p.m.

1. Receive information and discuss Agenda.

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

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

Executive Session was not convened.

*****WORKSESSION*****

4. Receive An Update From Metrocrest Hospital Authority.

John Mahalik, CEO of the Metrocrest Hospital Authority, provided the history and an overview of services. He advised that the organization was created in 1975 by the city of Farmers Branch in conjunction with operations at the Farmers Branch Hospital. Later, the Carrollton Hospital joined the effort and even though the Farmers Branch Hospital no longer exists the Authority serves residents in both cities. Mr. Mahalik advised that the organization is not funded with tax dollars.

Mr. Mahalik advised that the Metrocrest Hospital Authority contributed \$3 million last year toward services benefiting the community. He reviewed some organizations that the Authority serves. In response to a question regarding mental health services, Mr. Mahalik advised that there is an ongoing targeted effort in that regard.

Several Council members expressed their appreciation for the organization and the benefits to the community. Councilmember Axberg stated he is the Council Liaison for this organization and spoke of them in high regard.

5. Mayor And Council Reports And Information Sharing.

Mayor Babick adjourned the Worksession at 7:17 p.m. (10-minute recess followed)

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

Mayor Babick called the Regular meeting to order at 7:26 p.m.

INVOCATION – Councilmember Daisy Palomo

PLEDGE OF ALLEGIANCE – Councilmember Andrew Palacios

PRESENTATIONS

6. Present Police Department Certificates of Appreciation to Community Organizations.

Police Chief Arrendo and Mayor Babick presented Citizens Certificates of Appreciation to the following:

- 1) Dallas Gun Source and SPS Guns. Chief Arredondo explained the circumstances where individuals working at these businesses were instrumental in assisting police in the ultimate apprehension of an individual on May 10, 2023 on a federal weapons charge.
- 2) Korean Women’s Association of North Texas and Korean American Development and Advancement Foundation. Chief Arredondo advised that these organizations recently awarded nine (9) scholarships to children of police officers who work in cities with Korean communities. Two scholarships were awarded to children of two Carrollton police officers.

7. Present The Presidential Volunteer Service Awards.

Mayor Babick spoke of the valuable service provided by citizens who volunteer their time to assist the Police Department following their participation in the Police Department Citizen Police Academy.

Police Sergeant John Martin advised that he and Sergeant Clayton Smith are responsible for the Citizen Police Academy. He advised that these awards are grouped into Bronze, Silver and Gold categories. Volunteers in each category were presented with a Presidential Volunteer Service Award. Sergeant Martin recognized two additional individuals who have exceeded 900 volunteer hours in the Platinum category.

Chief Arredondo offered his thanks and appreciation to all these individuals.

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.

Adam Polter, 4180 Creekhollow Dr.: Expressed concerns over three items in the proposed Governance Policy. Those include the need for a time limit on Public Comment, the need to revisit the section on “Official Misconduct” (as stated in the Charter), and the requirement for three Council members to place an item on the agenda. He noted this is contrary to the advice of the Texas Municipal League. He requested Council reconsider this item or table it.

There were no other speakers.

CONSENT AGENDA

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

Mayor Babick advised that Item No. 13 is being pulled from the Consent Agenda for separate consideration.

Councilmember Axberg moved to approve Consent Agenda Items 9-12, and 14-16; second by Councilmember Palomo. The motion was approved with a unanimous 5-0 vote.

BIDS & PURCHASES

- *9. Consider Approval Of The Purchase Of One John Deere 320P Backhoe From RDO Equipment Company Through An Interlocal Agreement With The Sourcewell Purchasing Cooperative In An Amount Not To Exceed \$154,132.00.**
- *10. Consider Approval Of The Purchase Of Two HVAC Air Handling Units From Trane Manufacturing Through The BuyBoard Purchasing Cooperative In An Amount Not To Exceed \$456,142.50.**

CONTRACTS & AGREEMENTS

- *11. Consider Authorizing The City Manager To Execute Change Order No. 4 With La Banda, LLC To Re-Route A Sanitary Sewer Line As Part Of The Ridgecrest Phase 1 Street Replacements Project, In An Amount Not To Exceed \$200,768.00, Increasing The Total Project Contract To An Amount Not To Exceed \$3,201,973.00.**
- *12. Consider Authorizing The City Manager To Purchase Gymnasium Maintenance and Wall Pad Installation And Repair From Texas Precision Services In An Amount Not To Exceed \$66,110.00.**

ORDINANCES

- *13. Consider An Ordinance Confirming And Adopting The City Of Carrollton, Texas, Governance Policy And Rules Of Procedure.**

Following the vote on the remaining Consent Agenda items, Mayor Babick opened the floor for discussion or motions on Item 13.

Councilmember Fleming advised that he had requested this item be pulled for separate discussion. He advised that he believes Section 5.10 of the Governance Policy And Rules Of Procedure should not require three Council members to request an item be placed on the agenda, and voiced his opinion that two Council members should be required.

Councilmember Palomo and Councilmember Axberg voiced agreement with the proposed policy as it is written.

Councilmember Palacios moved to approve Item 13 as presented; second by Councilmember Axberg. The motion was approved with a 4-1 vote, with Councilmember Fleming voting in opposition.

RESOLUTIONS

- *14. Consider A Resolution Authorizing The City Manager To Enter Into An Agreement With Children’s Advocacy Center for North Texas For Services To Be Provided To Carrollton Citizens For The 2023-24 Fiscal Year.**
- *15. Consider A Resolution Authorizing The City Manager To Enter Into An Agreement With Metrocrest Services, Inc. For Services To Be Provided To Carrollton Citizens For The 2023-24 Fiscal Year.**
- *16. Consider A Resolution Authorizing The City Manager To Negotiate And Execute A Service Contract With Stateside Right-Of-Way Services, LLC For Right-Of-Way Acquisition And General Brokerage Services In An Amount Not To Exceed \$100,000.00.**

PUBLIC FORUM

- 17. 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.

Pat Cochran, (stated address is on file): Invited Council to attend the Art and Culture event- The Art Of Women, to be held downtown. She advised the exhibitors are women artists from the community and stated that music will be included as well. Golfcart transportation to the downtown area will be available from remote parking areas.

Cheryl Johnson, 1012 Staffordshire Dr.: Expressed concern over mailboxes being blocked by vehicles parked on the street in residential areas and encouraged Council to enact local restrictions.

Craig Johnson, 1012 Staffordshire Dr.: Expressed concern over mailboxes being blocked by vehicles parked on the street in residential areas and encouraged Council to enact local restrictions.

Suzanna Dooling, 1406 Overture Way: Expressed her appreciation for the yarn art located in downtown Carrollton, and also expressed appreciation for the scholarship she received to attend Metrocrest Leadership.

Councilmember Fleming chose to speak of the recent apprehension of individuals responsible for bringing fentanyl into the community. He expressed appreciation to Carrollton Police Department for apprehending the suspects and to U.S. Attorney Rick Calvert for prosecuting the individuals. He added that a two-hour television episode will be aired next Friday regarding this.

ADJOURNMENT - Mayor Babick adjourned the meeting at 8:15 p.m.

ATTEST:

Chloe Sawatzky, City Secretary

Steve Babick, Mayor