

**CARROLLTON CITY COUNCIL
REGULAR WORKSESSION AND MEETING
MAY 17, 2016**

The City Council of the City of Carrollton, Texas convened in a Regular Worksession and Meeting on Tuesday, May 17, 2016 at 5:45 p.m. with the following members present; Mayor Matthew Marchant, Mayor Pro Tem Anthony Wilder, Deputy Mayor Pro Tem Doug Hrbacek Councilmembers Bob Garza, Steve Babick, John Sutter and Glen Blanscet. Councilmember James Lawrence was absent. Also present were City Manager Leonard Martin, Assistant City Managers Marc Guy, Bob Scott, and Erin Rinehart, City Attorney Meredith A. Ladd and City Secretary Laurie Garber.

5:30 P.M. – COUNCIL BRIEFING ROOM

*****PRE-MEETING/EXECUTIVE SESSION*****

Mayor Marchant called the meeting to order at 5:47 p.m.

1. Receive **information and discuss Consent Agenda.**

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

2. Council convened in **Executive Session** at **6:42 pm** pursuant to Texas Government Code:

- **Section 551.071** for private consultation with the City Attorney to seek legal advice with respect to pending and contemplated litigation and including all matters on this agenda to which the City Attorney has a duty under the Texas Rules of Discipline and Professional conduct regarding confidential communication with the City Council.
- **Section 551.072** to discuss certain matter regarding real property

3. Council reconvened in **open session at 7:02 pm** to consider action, if any, on matters discussed in the Executive Session. No action taken.

*****WORKSESSION*****

Mayor Marchant changed the Order of the Agenda to discuss Item 5 first.

5. Discuss **The 2016 Bond Issue.**

CFO Bob Scott explained the bond issue was a competitive sale receiving seven bids with the low bidder being a little over 3 basis points lower than the next. The interest rate will be under 2% for the debt with a 15 year maturity. He explained the reasoning behind not refunding current debt and also noted that the AAA bond rating was one of the reasons the interest rate received was less than 2%.

6. Discuss **Strategic Planning Session.**

Mayor Marchant stated the session was set for June 17 at the Library. He mentioned an option of meeting at the Courtyard Marriott Conference Center at a cost of about \$500 and asked for Council direction. After a short discussion, a consensus was reached to proceed with meeting at the Conference Center.

4. Discuss Amenities For Thomas Baseball Complex.

Parks Director Scott Whitaker provided information about amenities that could be added and the suggested locations for the pre cast baseball bollards with a cost of about \$1,700 each. He noted that the bollards would be decorative, not play-equipment, and would not require a fall zone unlike the ones discussed at a previous meeting. A consensus was reached to order four of the baseball bollards.

7. Discuss Oncor's Tree Trimming Practices.

City Secretary Laurie Garber advised that staff researched possible solutions to Oncor's current tree trimming practices underneath power lines along certain roads and referred to State law which requires Oncor to maintain the area. The state requires a 6-ft clearance but Oncor's goal is to maintain a 10-ft clearance to reduce power outages and creates a safer environment. An option staff reviewed was removing and replacing the trees in the five areas of major concern and stated the cost would be approximately \$80,000 and she also provided a list of approved trees by Oncor. She stated the other option would be to bury the lines which could be in the range of \$40 M.

Councilmember Babick stated he would be interested to know if anyone has graded the trees at the noted locations and suggested using the grading to address it in a phased approach. City Manager Leonard Martin reminded the Council about a time when the City removed trees that were causing road and sidewalk problems noting that there could be a contingent of residents who would view the removal of the trees in a negative way. Councilmember Blanscet noted that there were also privately owned trees that had been cut by Oncor so removing some may not improve the aesthetics. He asked if the City has a policy in place to keep trees trimmed so they don't get to the point that Oncor needs to trim it. Mayor Marchant stated that the City could not touch trees inside the Oncor easement. Mr. Martin replied he was not aware of anything. Mayor Marchant noted that the City has made a point to require trees of lesser height. Mr. Martin stated staff would be able to develop a report with a 3-category rating for Council consideration at a future meeting.

8. Mayor and Council reports and information sharing.

Mayor Marchant recessed the Worksession at 6:42 p.m. to convene the Regular Meeting.

*****REGULAR MEETING*****

Mayor Marchant called the Regular Meeting to order at 7:08 pm.

INVOCATION – Councilmember Bob Garza

PLEDGE OF ALLEGIANCE – Councilmember John Sutter

PRESENTATIONS

9. Present A Proclamation Declaring May 2016 As *Asian American Heritage Month*.
10. Present A Proclamation Declaring May 16-20, 2016 As *National Public Works Week*.

PUBLIC FORUM

11. **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 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.

John Furlough addressed the SPAN service being cancelled and asked Council to consider funding the service for the handicapped and elderly citizens of Denton County in Carrollton. He felt that the train service was not really a practical option for many of the people who use the SPAN service. He stated the service would cost roughly \$50,000 - \$60,000 based on last year's discussions.

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 Babick moved approval of Consent Agenda Items 12-20 noting Jim Carter as the City's nominee on Item 17; second by Deputy Mayor Pro Tem Hrbacek and the motion was approved with a unanimous 6-0 vote, Councilmember Lawrence absent.

MINUTES

- *12. Consider Approval Of The May 3, 2016 Regular Meeting Minutes.**

BIDS & PURCHASES

- *13. Consider Approval Of The Purchase Of Two Shade Structures For McInnish Dog Park From Site Source Inc.** Through An Inter-Local Agreement With BuyBoard In An Amount Not To Exceed \$48,764.00.

- *14. Consider Approval Of The Purchase Of A Payment Kiosk And Related Services From AdComp Systems Group For An Annual Amount Not To Exceed \$49,900.00.**

CONTRACTS & AGREEMENTS

***15. Consider Approval Of A Three-Year Contract Extension With Everbridge, Inc. For The CarrolltonALERT Mass Notification System With The Addition Of The ‘ContactBridge’ Mobile Device Application For City Residents In An Amount Not To Exceed \$45,500.00.**

ORDINANCE

***16. Consider An Ordinance Approving A Negotiated Settlement Between The Atmos Cities Steering Committee (“Acsc”) And Atmos Energy Corp., Midtex Division Regarding The Company’s 2016 Rate Review Mechanism Filings; 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 Settlement Tariffs To Be Just And Reasonable And In The Public Interest; Requiring The Company To Reimburse Acsc’s Reasonable Ratemaking Expenses; Determining That This Ordinance Was Passed In Accordance With The Requirements Of The Texas Open Meetings Act; Adopting A Savings Clause; Declaring An Effective Date; And Requiring Delivery Of This Ordinance To The Company And The Acsc’s Legal Counsel.**

RESOLUTIONS

***17. Consider A Resolution Nominating One Candidate To A Slate Of Nominees For The Board Of Managers For The Denco Area 9-1-1 District.**

***18. Consider A Resolution Authorizing The City Manager To Enter Into An Interlocal Cooperation Agreement With Denton County For The Contribution By The County Toward Completion Of The Construction Of The Southbound Lanes Of Marsh Lane Between Hebron Parkway And Plano Parkway In An Amount Of \$1,503,427.00; And Providing An Effective Date.**

***19. Consider A Resolution Authorizing The City Manager To Enter Into An Advance Funding Agreement With The Texas Department Of Transportation (TxDOT) For The Relocation And Construction Of A 2-Inch Diameter Water Line For The FM 544 Reconstruction Project From The West Carrollton City Limit, West Of Josey Lane, To Approximately 2,700 Feet West In An Amount Not To Exceed \$68,717.75; And Providing An Effective Date.**

***20. Consider A Resolution Authorizing The City Manager To Execute A Contract With Lindamood Demolition, Inc. For The Asbestos Abatement And Building Demolition At 1441 West Trinity Mills Road Through An Interlocal Agreement With The City Of Fort Worth In An Amount Not To Exceed \$214,783.20.**

PUBLIC HEARING - INDIVIDUAL CONSIDERATION

21. Hold The Second Public Hearing To Consider An Ordinance Annexing An Approximately 4.5-Acre Tract Of Land Located On The West Side Of Charles Street

Between Plano Parkway And Hebron Parkway. Case No. 03-16MD1 Armenian Church Annexation. Case Coordinator: Loren Shapiro.

Mayor Marchant introduced the item to annex an approximately 4.5-acre tract of land located on the west side of Charles Street.

Mayor Marchant opened the second public hearing and invited speakers to address the Council. There being no speakers, he closed the public hearing and stated the Council would consider the ordinance to annex the property at the June 7 meeting.

ADJOURNMENT

Mayor Marchant adjourned the meeting at 7:22 p.m.

ATTEST:

Laurie Garber, City Secretary

Matthew Marchant, Mayor