

**CARROLLTON CITY COUNCIL
REGULAR MEETING and WORKSESSION MINUTES**

FEBRUARY 20, 2007

The City Council of the City of Carrollton, Texas convened in a Regular Meeting and Worksession on Tuesday, February 20, 2007, at 5:45 p.m. with the following members present: Mayor Becky Miller, Mayor Pro Tem Larry Williams, Councilmembers Tim Hayden, John Mahalik, Pat Malone, Matthew Marchant, Terry Simons and Herb Weidinger. Also present were City Manager Leonard Martin, Assistant City Managers Beth Bormann, Marc Guy, Bob Scott, Director of Managed Competition Tom Guilfooy, Assistant to the City Manager Erin Kasal, City Attorney Clayton Hutchins and City Secretary Ashley Mitchell.

* * * * **WORKSESSION** * * * *

5. Briefing on Fire and EMS Response Capabilities and Deployment Strategies.

Fire Chief John Murphy stated that the purpose of this briefing is to provide the Mayor and City Council an update regarding the Fire Department's current response capabilities and present proposed future deployment strategies. In anticipation of new in-field developments and the arrival of the three TOD centers, over the past two years the Fire Department has analyzed EMS and fire service delivery capabilities. This process looked at current response time figures and existing fire station locations. We developed our future service delivery strategies in an attempt to make the most effective use of our resources while providing cost efficiency in future service delivery models. As with any dynamic service delivery system, we must continually monitor our progress and be flexible to change.

He stated that the citizens and visitors of Carrollton will experience improved response times to EMS and fire service request as well as benefit from cost effective resource utilization strategies.

6. Discussion of Red Light Electronic Enforcement (RLEE) Program.

Cesar Molina, Director of Engineering and Police Chief David James stated that this agenda item presents a draft ordinance for the electronic enforcement of "stop on red" laws at intersections. Once finalized and adopted, the city would have the option of using automatic cameras at selected intersections to identify red-light infractions as civil violations, rather than criminal violations. The appeals process for tickets needs additional development, however.

The City Council was briefed on the possibility of establishing an RLEE program on December 12, 2006, at which time council directed staff to begin program implementation. By amending the city code as proposed herein, the framework for contract negotiations with potential future vendors will be established, and the requirements of the Texas Transportation Code, Section 542.202(b)(3) will be met.

The draft ordinance establishes that traffic fines for red-light civil violations start at \$75.00 and rise to \$150.00 by the third offense; that certain conditions may create exceptions to those fines; that a peace officer will verify each citation before it is mailed

out; that vehicle owners may contest a citation with an administrative hearing officer first, and then through an appeals process to be determined; that the timing for the yellow and red lights at intersections shall continue to be consistent with the Texas Manual of Uniform Traffic Control Devices; and that any excess revenues generated by the program shall be deposited into a Mobility and Safety Fund (MSF) for use in specified categories of projects.

The ordinance allows the city to choose any number of intersections where the RLEE program may be implemented. Further details pertaining to the program will be defined through an actual contract with a red-light camera vendor at a later date.

At the time of this writing, the location where any appeal of the decision by the hearing officer has not been determined. Council agreed to have appeals heard by the Municipal Court.

The ordinance alone will not have a financial impact. However, the full implementation of the RLEE program will generate expenses, but also anticipated higher revenues for the city.

Red-light runners affect safety obviously, but they also affect mobility as vehicles on the opposing side of the street wait during the green light while the red-light runner clears the intersection. Therefore, a positive impact on community sustainability should result from enhanced public safety and mobility through the proposed RLEE program in Carrollton.

Council agreed to implement RLEE at one location, have a private vendor monitor the equipment and have appeals heard by the Municipal Court.

7. Presentation of **Retail Re-Development Sub-Committee Final Report.**

Councilmember Marchant stated that members of the committee are Tim Hayden, John Mahalik and himself as, sub-committee chairman. The sub-committee is an initiative of the City Council's 2006 strategic planning retreat. Its mission is to evaluate underperforming retail areas in the city, and make recommendations regarding how the city can support re-vitalization or re-development of these areas. The subcommittee's methodology included information gathering, site evaluations and on-site visits, feedback from the retail community, and assessing program options.

The Committees recommendations are as follows:

1. Rehabilitation Grants – Allowing us to partner with owners of centers for façade or landscaping improvements.
2. Rezoning vacant tracts from retail to other uses.
3. Sign Code amendments.
4. Targeted streetscapes.
5. Redevelopment partnerships.

Councilmember Hayden stated that the issue now is funding and the possibility of adding this to the bond package.

Council concurred to bring this item back at the March 6 worksession.

INVOCATION by Mike Ghouse of The World Muslim Congress

PLEDGE OF ALLEGIANCE

PUBLIC FORUM

8. **Hearing of any citizen/visitor on items not listed on the regular meeting agenda.**

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 a maximum of 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.

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 Miller stated that Agenda Item No. 13 was being removed from the agenda.

Mayor Pro Tem Williams moved approval of Consent Agenda Item No. 9 – 12 and 14-23. Second by Councilmember Hayden. The vote was cast 7-0 in favor of the motion.

MINUTES

*9. Consider approval of the **February 13, 2007 Minutes**.

BIDS AND PURCHASES

*10. Consider approval of Bid # 07-006 for **Various Paving and Repair Materials for the Street and Water Divisions to Various Vendors** in an amount not to exceed \$99,200.00.

*11. Consider approval of Bid # 07-007 for **Concrete for Various Street Projects and Repair Services from Various Vendors** in an amount not exceed \$848,953.00.

*12. Consider approval of Bid # 07-010 for **Materials for Repairing and Replacing Brick Walls from Ratliff Masonry, Inc.** in an amount not to exceed \$125,000.00.

~~*13. Consider approval of the purchase of **Two Replacement Vehicles for Public Works and Parks Departments** through an Inter-Local agreement with Houston Galveston Area Council (HGAC) in an amount not to exceed \$62,142.00.~~

*14. Consider approval of the purchase of **Five Replacement Vehicles for Parks/Athletics Departments** through a Purchasing Agreement with Buy-board through the Texas Cooperative Purchasing Network in an amount not to exceed \$115,125.00.

CONTRACTS AND AGREEMENTS

- *15. Consider authorizing the City Manager to approve a **Contract with Omega Contracting, Inc. for Reconstruction of Old Mill Road from Brandywine to Briar Grove** in an amount not to exceed \$1,421,466.50.
- *16. Consider authorizing the City Manager to approve a **Contract with DAL-EC Construction for Street Lighting on Midway from Trinity Mills to Keller Springs** in an amount not to exceed \$226,556.50.
- *17. Consider authorizing the City Manager to approve a **Contract with Tiseo Paving for Reconstruction of Old Denton Road from Whitlock to President George Bush Turnpike** in an amount not to exceed \$ 7,252,567.95.
- *18. Consider authorizing the City Manager to approve **Change Order #2 with Craig Olden for Various Additions to Work to the Hutton Branch 6D3/ 6D4 Channel Improvements** in an amount of \$42,639.00 for a revised contract amount not to exceed \$1,943,983.50.

ORDINANCES

- *19. Consider an ordinance **Amending the Comprehensive Fee Schedule for Water Rates Effective May 1, 2007.**

RESOLUTIONS

- *20. Consider a resolution **Accepting the Investment Officer's Quarterly Report for Quarter Ending December 31, 2006.**
- *21. Consider a resolution **Opposing Gas Utility Legislation of House Bill 651 and Gas Reliability Infrastructure Program (GRIP) Statute.**
- *22. Consider a resolution **Authorizing Funding for the Atmos Cities Steering Committee (ACSC).**
- *23. Consider a resolution **Authorizing the City Manager to Acquire an Unimproved Tract of Land on Beltline Road for Future Transit Oriented Development Purposes.**

Mayor Miller adjourned the regular meeting at 7:22 p.m.

Becky Miller, Mayor

ATTEST:

Ashley D. Mitchell, City Secretary