CARROLLTON CITY COUNCIL
REGULAR MEETING and WORKSESSION MINUTES

MARCH 6, 2007

The City Council of the City of Carrollton, Texas convened in a Regular Meeting and Worksession on Tuesday, March 6, 2007, at 5:45 p.m. with the following members present: Mayor Becky Miller, Councilmembers Tim Hayden, John Mahalik, Pat Malone, Matthew Marchant, Terry Simons and Herb Weidinger. Mayor Pro Tem Larry Williams was absent. Also present were City Manager Leonard Martin, Assistant City Managers Beth Bormann, Marc Guy, Bob Scott, Director of Managed Competition Tom Guilfoy, Assistant to the City Manager Erin Kasal, City Attorney Clayton Hutchins and City Secretary Ashley Mitchell.

* * * * WORKSESSION * * * *

8A. Discuss **Possible Impacts of City of Dallas Efforts to Add DART Rail Service into Love Field.**

5. Discuss **Participation in Immigration & Nationality Act 287 (G) Program.**

Mr. Martin stated that Staff was requested during the February 20, 2007 work session to include discussion of participation in the INA Section 287(g) program on the March 6 work session. Council has previously discussed possible participation in the program but did not make a final decision. Staff has completed additional research to determine possible cost impacts of participation ranging from minimal screening of arrestees to screening of all arrestees. Additionally, jail personnel have tracked the percentage of arrestees who voluntarily state they are not born in the United States. During a two-week period, approximately 25% of arrestees were not born in the United States. This does not mean that they were in this country illegally, just that they are not natives of the country. Using the minimal federal immigration database which staff is able to access, it was determined that three of the fifty arrestees were wanted for immigration related issues.

Staff determined that researching the immigration database requires time which the current staffing level does not have to dedicate to this effort. Attached is a spreadsheet that provides the cost for hiring and training one to five additional jailors to enforce the federal immigration laws under an agreement between the federal government and the City of Carrollton. The costs could range from a low of about $65,000 to a high of about $323,000 per year depending on the staffing level for the program. Because of the time required to go from requesting to participate in the 287(g) program to completing the agreement, it is not anticipated the funding would be needed until FY 07-08 which begins in October.

Persons living here illegally impact social services tremendously at the local level. Substantial reductions in the number of illegal aliens should reduce the financial impact of social service.

If there is a desire to pursue participation in the Immigration and Nationality Act Section 287(g) program the City Manager should send a letter to the Immigration and Customs Enforcement Agency (ICE) requesting that the agency consider accepting Carrollton into the 287(g) program.

The review process by ICE takes 90-180 days to complete. During that time, a representative of the Police Department should travel to a participating agency to review how the program actually works, the time involved in processing arrestees, and to gain a firsthand understanding of the operational impacts.

Mayor Miller and Councilmember Simons stated that they would prefer to assign four jailors to the ICE Program.

Council agreed to move forward and allocated two jailers to the assignment.

6. Discuss **Funding Options for Retail Re-Development Sub-Committee Recommendations.**

Councilmember Marchant stated that on February 20, 2007 City Council received the final report from the Retail Re-Development Sub-Committee. Contained within the report are several recommendations to support redevelopment or rehabilitation of underperforming retail centers in the city. Financial implications are associated with each recommendation.

Councilmember Marchant stated that the recommendation is to request CIPAC put one to two million dollars into the upcoming bond program or ask the Finance Committee to reduce the fund balance by $3.5 million.

Council concurred with the recommendation.

7. Discuss **Changes to the Comprehensive Fee Schedule.**

Mr. Scott stated that over the course of many years the codification of the Comprehensive Fee Schedule has become out of sync with the intent of the ordinances reviewed and passed by Council. For example, the schedule still includes fees for commercial solid waste services.

Staff has completed a review of the Comprehensive Fee Schedule with the intent of having Council adopt a new ordinance covering the entire schedule to correct clerical or codification errors that have occurred. However, during the review of the schedule, several additional small fee changes have been identified that need to be considered by Council. Attachment A contains a summary of those items that staff requests Council to consider in addition to clerical and codification errors.

Council provided guidance on recommended fee changes identified during the review of the Comprehensive Fee Schedule and directed staff to include an ordinance for Council approval on March 20, 2007.

8. Discuss **2007 City Council Strategic Planning Workshop.**

Mr. Martin stated that the purpose of this item is to discuss this years City Council Strategic Planning workshop. In the past the facilitator usually spends one day conducting individual Council interviews, the second day working with the Executive Team in the morning and conducting the first phase of the retreat with Council in the afternoon, and the bulk of the third day wrapping up the retreat.

Council agreed to having a retreat in July and using Randy Pennington as the facilitator.

INVOCATION by City Attorney Clyaton Hutchins.

PLEDGE OF ALLEGIANCE by Councilmember Malone.

Mayor Miller announced that Mayor Pro Tem Williams and Councilmember Simons were absent.

PUBLIC FORUM

10. **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.

There were none.

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 Mahalik moved approval of Consent Agenda Item No. 11 – 18. Second by Councilmember Hayden. The vote was cast 5-0 in favor of the motion.

BIDS AND PURCHASES

***11** Consider approval of Bid # 07-013 for **Landscape Materials for the Parks Department from Various Vendors** in an amount not to exceed $65,000.00.

***12.** Consider approval of the purchase of **Replacement Pool Furniture for the Rosemeade and Thomas Pools from Leisure Connections** in an amount not to exceed $65,000.00.

***13.** Consider approval of the purchase of **One Replacement Vehicle for the Water Replacement Department and One Replacement Vehicle for the Parks Department** through an Inter-Local agreement with Texas Building and Procurement Commission (TBPC) in an amount not to exceed $61,278.

***14.** Consider approval of the purchase of **One Replacement Vehicle for the Leisure Services Department** through an Inter-Local agreement with Houston Galveston Area Council (HGAC) in an amount not to exceed $56,903.00.

CONTRACTS AND AGREEMENTS

***15.** Consider authorizing the City Manager to approve **Change Order #1 with Santos Construction, Inc. for Various Construction Additions to Scott Mill Road from Trinity Mills Road to Frankford Road** in an amount of $76,024.50 for a revised contract amount not to exceed $3,132,760.35.

ORDINANCES

***16.** Consider an ordinance for the **Annexation of the JAMP Management Group Tract (Shops at Prestonwood Property).** The 5.158-acre site is located on the west side of Marsh Lane, north of Hebron Parkway. Case No. 01-07MD1 JAMP Management Group Tract (Shops at Prestonwood).

***17.** Consider an ordinance **Amending Title VII of the Carrollton City Code and Adding Chapter 74 To Allow for the Regulation of Traffic at Intersections by Use of Red Light Electronic Enforcement Systems.**

RESOLUTIONS

***18.** Consider a resolution **Authorizing the City Manger to Acquire An Unimproved Tract of Land at 1106 Pear Street for Future Construction of the Hutton Trail.**

PUBLIC HEARINGS - CONSENT AGENDA

(Items listed under the "Public Hearing Consent Agenda" have received a unanimous recommendation for approval by the Planning & Zoning Commission, and the city has received no written opposition to the cases at the date of the posting of the agenda. However, any person is welcome to speak on any of these agenda items by completing a "Request to Speak" card prior to the meeting. Otherwise, the items will be considered without deliberation. Each Council member has the prerogative of removing an item from this agenda so that it may be considered separately.)

Councilmember Hayden moved to close the public hearings and Approve Case the Public Hearing Consent Agenda. Seconded by Councilmember Marchant. The vote was cast 5-0.

***19.** Hold a public hearing and consider a resolution **Amending the Comprehensive Plan and the Future Land Use Map** to establish Mixed Uses/Urban Uses for a 5.158-acre tract of land located on the west side of Marsh Lane, north of Hebron Parkway. Case No. 02-07MD1 Shops at Prestonwood (Comp. Plan)/Jerry Sylo.

***20**. Hold a public hearing and consider an ordinance **Amending PD-180 for the Shops at Prestonwood** to include a 5.158-acre tract of land located on the west side of Marsh Lane, north of Hebron Parkway into the Planned Development. Case No. 02-07Z1 Shops at Prestonwood/Jerry Sylo.

***21**. Hold a public hearing and consider an ordinance approving a **Special Use Permit for Automobile Sales** for eCarone.com. The 2.2-acre site is located at the northwest corner of IH-35E and Booth Drive and is zoned (FWY) Freeway District. Case No. 02-07SUP1 eCarone.com/Motaz Rhima.

Mayor Miller adjourned the meeting at 7:11 p.m.

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Becky Miller, Mayor

ATTEST:

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Ashley D. Mitchell, City Secretary