

AGENDA

FLOWER MOUND TOWN COUNCIL REGULAR MEETING

MARCH 21, 2016

FLOWER MOUND TOWN HALL, 2121 CROSS TIMBERS ROAD
FLOWER MOUND, TEXAS

6:00 P.M.

An agenda information packet is available online at www.flower-mound.com/AgendaCenter

Please silence or turn off all electronic devices in the Council Chambers.

A. **CALL MEETING TO ORDER**

B. **INVOCATION**

C. **PLEDGE OF ALLEGIANCE TO THE AMERICAN FLAG AND TO THE TEXAS FLAG**

"Honor the Texas flag; I pledge allegiance to thee, Texas, one state under God, one and indivisible."

D. **PUBLIC PARTICIPATION**

Please fill out a speaker form, available in the Town Hall on the night of the meeting, in order to address the Council and turn it in to the Town Secretary prior to Public Participation. Speakers are normally limited to three minutes. Time limits can be adjusted by the Mayor as to accommodate more or fewer speakers. For additional instructions or to complete your speaker form in advance [click here](#).

The purpose of this item is to allow the public an opportunity to address the Town Council on issues that are not the subject of a public hearing. Any item requiring a public hearing will allow the public to speak at the time that item appears on this agenda as indicated as a "Public Hearing." Items that are the subject matter jurisdiction of the Town Council include Town policy and legislative issues. Issues regarding daily operational or administrative matters should first be dealt with at the administrative level by calling Town Hall at 972-874-6000 during business hours.

E. **ANNOUNCEMENTS**

1. Announce recent and upcoming civic and social events.

F. **TOWN MANAGER'S REPORT**

1. Update and status report related to capital improvement projects.
2. Update and discussion on Economic Development projects.
3. Update and discussion on Denton County Transportation Authority.
4. Discussion on Town events and programs for veterans.

G. **FUTURE AGENDA ITEMS**

The purpose of this item is to allow the Mayor and members of Council an opportunity to bring forward items they wish to discuss at a future meeting, with the understanding a consensus of Council is needed in order for that item to be placed on a future agenda and in accordance with the Town Council Agenda Setting Policy (Ord. 65-15).

H. **COORDINATION OF CALENDARS**

1. The next Town Council meeting is scheduled for April 4th.

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I. CONSENT AGENDA - Consent Items

This agenda consists of non-controversial or "housekeeping" items required by law. Items may be removed from the Consent Agenda by any Councilmember by making such request prior to a motion and vote on the Consent Agenda.

1. **Minutes 2/15** - Consider approval of the minutes from a regular meeting of the Town Council held on February 15, 2016.
2. **Minutes 2/18** - Consider approval of the minutes from a joint work session of the Town Council and Environmental Conservation Commission held on February 18, 2016.
3. **Bank depository agreement** - Consider approval of a resolution extending the bank depository agreement with JPMorgan Chase Bank, NA, for a two-year renewal period, declaring an effective date; and authorization for the Mayor to execute same on behalf of the Town.
4. **CAFR report** - Consider approval of the Comprehensive Annual Financial Report for the fiscal year ended September 30, 2015.
5. **Log cabin MOU** - Consider approval of a Memorandum of Understanding (MOU) between Denton County and the Town of Flower Mound regarding the Gibson-Grant Long Prairie Log Cabin Site.
6. **Budget amendment** - Consider approval of an ordinance amending the Town of Flower Mound's Annual Budget for the fiscal year beginning October 1, 2015 and ending on September 30, 2016, as adopted by Ordinance No. 52-15 and amended by Ordinance No. 70-15, No. 04-16 and No. 09-16 for an adjustment to the General Fund and the Library Development Fund.
7. **Police vehicle purchase** - Consider approval of the purchase of a six (6) new 9C1 Pursuit 2-Wheel Drive Tahoes for the Police Department from Reliable Chevrolet through an interlocal agreement with Tarrant County, in the amount of \$288,600.00.
8. **Police radio upgrades** - Consider approval of an agreement with Motorola for the upgrades to radios and communications equipment that were approved during the 2015-2016 budget process; and authorization for the Mayor to execute the same on behalf of the Town.
9. **Deployment vehicle purchase** - Consider approval of the purchase of a rapid deployment vehicle by the Flower Mound Police Department.
10. **Park improvements** - Consider approval of final acceptance of the Individual Parks Improvement (Cortadera, Culwell, and Leonard Johns Parks) project; authorization for final payment to 2L Construction, LLC, in the amount of \$11,816.50.

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11. **Staton Oak Park project** - Consider approval of the purchase and installation of play equipment for the Staton Oak Park Playground project, from Child's Play, Inc., through the Texas Local Government Purchasing Cooperative, in the amount of \$170,466.00.
12. **Bakers Branch stabilization** - Consider approval of emergency agreement for the construction of Bakers Branch Stabilization at 1601 Twilight Drive project in the amount of \$126,618.00, and the construction of McKamy Creek Bank Stabilization at 3400 Pheasant Court project, in the amount of \$32,190.00.
13. **PSA water line replacement** - Consider approval of a Professional Services Agreement for the design phase services of the FM2499 at FM3040 24-Inch Water Line Crossing Replacement project, with Kimley-Horn and Associates, Inc., for \$20,900.00; and authorization for the Mayor to execute same on behalf of the Town.
14. **ADA transition plan** - Consider approval of a Professional Services Agreement with Kimley-Horn and Associates, Inc., to provide professional engineering services associated with the ADA Transition Plan & Implementation project - 2016 Update, in the amount of \$100,000.00; and authorization for the Mayor to execute the same on behalf of the Town.
15. **Temporary fire station #6** - Consider approval of a Supplement to the Harris County Department of Education Choice Partners Cooperative Contract Between the Town of Flower Mound and Basic IDIQ, through an Interlocal Agreement provided through the Harris County Department of Education with Basic IDIQ, for the construction award of a Temporary Fire Station to cover the Canyon Falls Development area, which will transition into the Western Operations and Maintenance Facility, in the amount of \$771,398.40; and authorization for the Mayor to execute same on behalf of the Town.
16. **School zone extensions** - Consider approval of an ordinance amending Chapter 66, Article V, Section 66-214 of the Code of Ordinances of the Town of Flower Mound, Texas, relating to the prima facie speed limits for specific streets by extending the reduced school speed zone for Bridlewood Boulevard, Garden Road, and Peters Colony Road.
17. **Traffic signal operation & maintenance** - Consider approval of a resolution to enter into a Volunteer Cooperation Agreement for Operation and Maintenance of Traffic Signals with the Texas Department of Transportation, with proposed revenue of \$66,080.08; and authorization for the Mayor to execute the same on behalf of the Town.
18. **FM1171/Forums Traffic Signal** - Consider approval of Change Order No. 1 and final acceptance of the FM 1171 at Forums Drive Traffic Signal project amending the contract with Durable Specialties Inc., for a decrease of \$8,176.00; authorization for final payment to Durable Specialties Inc., in the amount of \$20,150.90; and authorization for the Mayor to execute same on behalf of the Town.

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19. **Pintail Storage Tank** - Consider approval for the final acceptance of the Pintail Ground Storage Tank Rehabilitation project and authorization of final payment to the contractor, NG Painting L.P., in the amount of \$62,155.00.
20. **Pintail Pump Station** - Consider approval of the award of Bid No. 2016-33 to Felix Construction Company, for the Pintail Pump Station Capacity Improvements project, in the amount of \$1,009,380.00; and authorization for the Mayor to execute same on behalf of the Town.
21. **CAC pool** - Consider approval of replastering the outdoor pool at the Community Activities Center.

J. REGULAR ITEMS

22. **General Obligation Refunding Bonds** - Consider approval of an ordinance authorizing the issuance of the Town of Flower Mound, Texas, General Obligation Refunding Bonds, Series 2016, establishing parameters for the sale and issuance of such bonds, delegating certain matters to an authorized official of the Town and resolving all matters incident and related thereto.
23. **Animal Services Board** - Discuss and consider the scope and role of the Animal Services Board.
24. **Hawk Road Cell Tower** **Public Hearing**
Public Hearing to consider a request for a Specific Use Permit No. 438 (SUP15-0009 -Hawk Road Cell Tower) to permit a new communication tower, and to consider adopting an ordinance providing for said amendment. The property is located at 6901 Hawk Road. *(The Planning and Zoning Commission recommended approval by a vote of 5 to 0 at its December 14, 2015, meeting.) (The Town Council postponed the item at its December 21, 2015, meeting.)*
25. **Home Depot/Silveron Addition (ZPD16-0002)** **Public Hearing**
Public Hearing to consider a request for rezoning (ZPD16-0002 – Home Depot/Silveron Addition) to amend Specific Use Permit No. 245 (SUP-245) within Planned Development District No. 31 (PD-31) to allow for temporary or seasonal sales, and to consider adopting an ordinance providing for said amendment. The property is generally located south of Lakeside Parkway and east of Long Prairie Road. *(The Planning and Zoning Commission recommended approval by a vote of 4 to 0 at its March 14, 2016, meeting.)*

26. Hillside of Flower Mound (ZPD16-0003)

Public Hearing

Public Hearing to consider a request for rezoning (ZPD16-0003 – Hillside of Flower Mound) to amend Planned Development District No. 143 (PD-143) for a cluster development to modify the exception to Section 98-147, "Topographical Slope Protection," and to consider adopting an ordinance providing for said amendment, subject to the terms and conditions in the attached Development Agreement and authorization for Mayor to execute same on behalf of the Town. The property is generally located south of Cross Timbers Road and west of Shiloh Road. *(The Planning and Zoning Commission recommended denial by a vote of 6 to 0 at its February 22, 2016, meeting.)*

27. Red Hawk (ZPD15-0014)

Public Hearing

Public Hearing to consider a request for rezoning (ZPD15-0014 – Red Hawk) from Agricultural District (A) uses to Planned Development District No. 144 (PD-144) with Single-Family Estate (SF-E) uses, with certain modifications, exceptions and waivers to the Code of Ordinances, and to consider adopting an ordinance providing for said amendment. The property is generally located west of Simmons Road and south of Wichita Trail. *(The Planning and Zoning Commission recommended approval by a vote of 6 to 0 at its February 22, 2016, meeting.)*

28. Lakeside Ranch Business Park (ZPD15-0018)

Public Hearing

Public Hearing to consider a request for rezoning (ZPD15-0018 – Lakeside Ranch Business Park) to amend Planned Development District No. 83 (PD-83) with Campus Industrial District (CI) uses, by amending the Development Standard(s) to add "Miniwarehouse" as a use that may be permitted upon approval of a Specific Use Permit on certain tract of land, and to consider a request for a Specific Use Permit No. 446 (SUP-446) to permit a Miniwarehouse with certain modifications, exceptions and waivers to the Code of Ordinances, and to consider adopting an ordinance providing for said amendment. The property is generally located north of Lakeside Parkway and east of Gerault Road. *(The Planning and Zoning Commission recommended approval by a vote of 4 to 0 at its March 14, 2016, meeting.)*

29. Definitions (LDR16-0001) – Farmer's Market

Public Hearing

Public Hearing to consider a request to amend the Land Development Regulations (LDR16-0001) by amending Section 98-2, entitled "Definitions," and Section 98-980, entitled "Farmer's Market," of the Town's Code of Ordinances to allow a farmer's market to operate on any Town-owned property and to provide that all farmer's markets must abide by Town regulations and applicable provisions of state law, and to consider adopting an ordinance providing for said amendment. *(The Planning and Zoning Commission recommended approval by a vote of 6-0 at its February 22, 2016, meeting.)*

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30. **Charter Review Commission creation** - A Resolution of the Town Council of the Town of Flower Mound Texas, creating a Charter Review Commission approving a charge for the Charter Review Commission, providing that the Town Council shall appoint members to the Charter Review Commission; making findings relative thereto; and providing for an effective date.

K. **BOARDS/COMMISSIONS** *(Bold text represents boards with vacancies)*

Discuss and consider resignations, appointments, or evaluations for the following boards or commissions: Animal Services Board, Cultural Arts Commission, **Environmental Conservation Commission**, Parks, Arts and Library Services Board, SMARTGrowth Commission, Tax Increment Reinvestment Zone Number One (TIRZ #1), and the **Transportation Commission**.

L. **CLOSED MEETING**

The Town Council to convene into closed meeting pursuant to Texas Government Code Chapter 551, including, but not limited to, Sections 551.074, 551.087, 551.072, and 551.071 to discuss matters relating to personnel, economic development negotiations, real property, and consultation with attorney, as follows:

- a. Discuss and consider resignations, appointments, evaluations, reassignments, discipline, or dismissals for the following boards or commissions: Board of Adjustment/Oil & Gas Board of Appeals, Community Development Corporation, and **Planning and Zoning Commission**.
- b. Discuss and consider economic development incentives, including retail centers, corporate relocation/expansion/retention, hospitality projects, and performance related to certain incentive agreements.
- c. Discuss and consider purchase, exchange, lease or value of real property for parks, public rights of way, and/or other municipal purposes and all matters incident and related thereto.

Pursuant to Section 551.071 of the Texas Government Code, the Town Council reserves the right to consult in a closed meeting with its attorney and to receive legal advice regarding any item listed on this agenda.

M. **RECONVENE TO REGULAR MEETING**

The Town Council to reconvene into an open meeting to take any action deemed necessary as a result of the closed meeting.

N. **ADJOURN MEETING**

I do hereby certify that the Notice of Meeting was posted on the bulletin board at the Town Hall for the Town of Flower Mound, Texas, in a place convenient and readily accessible to the general public at all times and said Notice was posted on the following date and time: March 18, 2016, at 11:25 a.m., at least 72 hours prior to the scheduled time of said meeting.

Theresa Scott, Town Secretary