

AGENDA

FLOWER MOUND TOWN COUNCIL REGULAR MEETING; TOWN OF FLOWER MOUND FIRE CONTROL, PREVENTION, AND EMERGENCY MEDICAL SERVICES DISTRICT SPECIAL MEETING; AND CRIME CONTROL AND PREVENTION DISTRICT SPECIAL MEETING

SEPTEMBER 6, 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. **PRESENTATIONS**

1. Certificate of Recognition to Town employee Richard Hardy
2. Certificate of Recognition to Olivia Colliton, 2016 National American Miss Texas (Princess age group)
3. Certificate of Recognition to Austin Andrews and Miguel Gomez for Louisiana Flood Relief efforts
4. Special Olympics event presentation by athlete Colby Bannister, and Highland Village Police Chief Reim, and Flower Mound Police Chief Kancel.

E. **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.

F. **ANNOUNCEMENTS**

1. Announce recent and upcoming civic and social events.

G. TOWN MANAGER'S REPORT

1. Update and status report related to capital improvement projects.
2. Update and discussion on Economic Development projects.
3. Oxley Williams Tharp preliminary concept plan options for Town Hall.

H. 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).

I. COORDINATION OF CALENDARS

1. The next Town Council meeting is scheduled for Thursday, September 15th.

J. 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 8/11** - Consider approval of the minutes from a work session of the Town Council held on August 11, 2016.
2. **Minutes 8/15** - Consider approval of the minutes from a regular meeting of the Town Council; Town of Flower Mound Fire Control, Prevention, and Emergency Medical Services District Special meeting; and Crime Control and Prevention District Special meeting held on August 15, 2016.
3. **Moviehouse agreement** - Consider approval of Amendment to Chapter 380 Incentive Agreement with M&E Texas Moviehouse, L.P. d/b/a Moviehouse & Eatery; and authorize Mayor to execute same on behalf of the Town.
4. **Financial advisory services** - Consider approval of an agreement with Hilltop Securities (formally Southwest Securities, Inc.) for financial advisory services, and authorize the Mayor to execute said agreement.
5. **Emergency Medical Service fees** - Consider approval of an ordinance of the Town Council of the Town of Flower Mound, Texas, amending Chapter 30, "Emergency Medical Service" and Appendix A, "Fee Schedule," of the Code of Ordinances to update the fees associated with Emergency Medical Service providing this ordinance shall be cumulative of all ordinances; providing for a severability clause; providing for publication, and providing an effective date.
6. **Fire Department fleet upgrade** - Consider approval of proposal from Siddons-Martin Emergency Group, LLC to upgrade Fire Department Special Ops 504 Fleet #6300-17 unit for a total amount of \$88,883.00, and authorization for the Mayor to execute same on behalf of the Town.

7. **AISD Interlocal** - Consider approval of an Interlocal Agreement for Use of Facilities and Services with the Argyle Independent School District for the temporary use of certain rooms by the Flower Mound Fire Department, and authorization the Mayor to execute same on behalf of the Town.
8. **Wastewater Treatment Plant** - Consider approval of the award of Bid No. 2016-72 to Red River Construction Co., for the construction of the Wastewater Treatment Plant Rehabilitation Phase IV project, in the amount of \$3,837,000.00; and authorization for the Mayor to execute same on behalf of the Town.
9. **Sagebrush Drive Improvements** -. Consider approval of Change Order No. 3, for the Sagebrush Drive Improvements project, amending the contract with CD Builders, Inc., for an increase to the contract in the amount of \$81,309.31; and authorization for the Mayor to execute same on behalf of the Town.

K. REGULAR ITEMS

10. **Tax rate** **Public Hearing**

Public Hearing to consider a tax rate of \$0.4390 per \$100 assessed valuation.

11. **Bradford Park (MPA16-0004)** **Public Hearing**

Public Hearing to consider a request for a Master Plan Amendment (MPA16-0004 – Bradford Park) to amend Section 1.0, Land Use Plan, and Section 3.0, Specific Plans, to change the land use designation from Low Density Residential and Village Retail to Medium Density Residential, High Density Residential, and Village Retail within Specific Plan Area 5 (SPA 5), and to amend certain development controls outlined within SPA 5 that apply to the subject property, and to consider adopting an ordinance providing for said amendment. The property is generally located south and west of the intersection of Rippy Road and Waketon Road. *(The Planning & Zoning Commission recommended denial by a vote of 4 to 2 at its August 22, 2016, meeting.)*

12. **Bradford Park (ZPD16-0006)** **Public Hearing**

Public Hearing to consider a request for rezoning (ZPD16-0006 – Bradford Park) from Agricultural District (A) and Planned Development District No. 89 (PD-89) with Retail District-2 (R-2) uses to Planned Development District No. 148 (PD-148) with Single-Family District-10 (SF-10) and Single-Family District-5 (SF-5) uses with certain exceptions and modifications to the Code of Ordinances, and to consider adopting an ordinance providing for said amendment, and acceptance of cash in lieu of land in the amount of \$660,441.60 in place of the otherwise required Park Land dedication and Park Development Fees in the amount of \$216,528.00. The property is generally located south and west of the intersection of Rippy Road and Waketon Road. *(The Planning & Zoning Commission recommended denial by a vote of 4 to 2 at its August 22, 2016, meeting.)*

13. **Bradford Park tree removal**

Public Hearing

Public Hearing to consider an application for a tree removal permit for twenty-six (26) specimen trees on property proposed for development as Bradford Park. The property is generally located south and west of the intersection of Rippy Road and Waketon Road. *(The Environmental Conservation Commission recommended approval by a vote of 6-0-0 at its August 2, 2016, meeting).*

L. 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 Transportation Commission.

M. 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, 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.
- d. Consultation with Town Attorney regarding Smith Tract Master Plan Amendment.

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.

N. 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.

O. 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: September 2, 2016, at 12:30 p.m. at least 72 hours prior to the scheduled time of said meeting.



Theresa Scott, Town Secretary