

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

12/19/2016

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."

Cub Scout Troop 1171 to lead the pledges.

D. PRESENTATIONS

1. Presentation of Lifesaving Award to Battalion Chief Kelley Cato, Captain John Wright, Engineer Steve Sunthimer, and Firefighters Travis Walker, Darren Miller, Matthew Frisinger, Dustin Brewer and Wade Cannon.

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. Update and discussion on new town hall and library expansion.
4. Update and discussion on the quality of cell service in certain parts of Flower Mound.

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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 a scheduled for Tuesday, January 17, 2017 (*Jan. 2 has been cancelled due to the New Year Holiday and Jan. 16 rescheduled to Tues. due to the Martin Luther King, Jr. Holiday*).

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 12/5-** Consider approval of the minutes from a regular meeting of the Town Council held on December 5, 2016.
2. **Minutes 12/15** - Consider approval of the minutes from a work session of the Town Council held on December 15, 2016.
3. **PALS board renaming-** Consider changing the name from the 'Parks, Arts, and Library Services Board (PALS)' to the 'Parks Board' and removing the arts and library functions (in coordination with Proposition No. 7 from the November 8, 2016, Special Charter Amendment Election).
4. **Part-Time Employee CAC Benefit-** Consider approval of an ordinance amending Appendix A "Fee Schedule" to establish the fee for the usage of the Town Community Activity Center (CAC) by part-time town employees.
5. **Stop Loss Insurance Coverage-** Consider approval of a contract with Stealth - HIIG in the amount of \$458,147 for reinsurance coverage for the Town's Group Health Plan.
6. **Standards of Care - Youth Programs-** Consider approval of Standards of Care for Youth Recreation Programs operated by the Town, in accordance with the Texas Human Resources Code - Section 42.041 and to adopt an ordinance providing for said Standards.
7. **Alcohol Approval - Independence Fest-** Consider approval of the sale and consumption of alcoholic beverages (beer and wine) at Bakersfield Park, during the 2017 Independence Fest.
8. **Crime District Budget Amend 16-17-** Town Council acting as the Board of Directors for the Town of Flower Mound Crime Control and Prevention District to consider approval of a resolution amending the Town of Flower Mound Crime Control and Prevention District budget for the fiscal year beginning on October 1, 2016, and ending on September 30, 2017, as adopted by Resolution No. 20-16.
9. **Fire District Budget Amend FY 15-16-** Town Council acting as the Board of Directors for the Town of Flower Mound Fire Control, Prevention, and Emergency Medical Services District to consider approval of a resolution amending the Town of Flower Mound Fire Control, Prevention, and Emergency Medical Services District budget for the fiscal year beginning on October 1, 2015, and ending on September 30, 2016, as adopted by Resolution No. 18-15.

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10. **Final Budget Amend FY 15-16-** 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, No. 09-16, No. 13-16 and No. 29-16 for an adjustment to the General Fund, General Debt Service Fund, Utility Fund, Chapter 59 Seizure Fund, and the Vehicle and Equipment Replacement Fund.
11. **Budget Amend FY 16-17-** Consider approval of an ordinance amending the Town of Flower Mound's Annual Budget for the fiscal year beginning October 1, 2016 and ending on September 30, 2017, as adopted by Ordinance No. 52-16 for adjustments to the General Fund, Utility Fund, Library Development Fund, IRS Equitable Sharing Fund, Chapter 59 Seizure Fund, and Vehicle and Equipment Replacement Fund.
12. **Log Cabin Grant-** Consider acceptance of a Texas Preservation Trust Fund grant from the Texas Historical Commission (THC) and execution of an agreement with the THC; and authorization for the Mayor to execute said agreement on behalf of the Town.
13. **Town Hall project-** Consider approval of a Construction Manager at Risk Agreement, for the construction of the Town Hall project, with Steele Freeman Inc.; and authorization for the Mayor to execute the same on behalf of the Town.
14. **Pintail Pump Station CO 1-** Consider approval of Change Order No. 1 for the construction of the Pintail Pump Station Capacity Improvements project, amending the contract with Felix Construction Company, Corp., to provide for additional contract days and an increase to the contract in the amount of \$47,212.37, increasing the total contract amount to \$1,056,592.37; and authorization for the Mayor to execute same on behalf of the Town.
15. **Manhole Rehabilitation Construction Award-** Consider approval to purchase materials and installation for the Inflow & Infiltration Evaluation and Repair (2016 Manhole Rehabilitation) project, from Fuquay, Inc., a Buy Board participant; in the amount of \$483,644.00.
16. **Bruton Orand Elevated Storage Tank Agreement-** Consider approval of a Professional Services Agreement with Kimley-Horn and Associates, Inc., to provide contract construction administration phase services, associated with the Bruton Orand EST Rehabilitation project, in the amount of \$54,500.00; and authorization for the Mayor to execute same on behalf of the Town.
17. **2016 TIRZ Annual Report-** Consider approval of the 2016 Annual Report for the Flower Mound Tax Increment Reinvestment Zone #1 (TIRZ #1) in accordance with Chapter 311 of the Texas Tax Code.
18. **Equipment purchase-** Consider approval of the purchase of two (2) Toro Groundsmaster GM4300 TIV with service pack combo for the Park Services Department from Professional Turf Products, L.P., in the amount of \$102,450.68.

K. REGULAR ITEMS

19. Bradford Park - DP16-0003

Public Hearing

Public Hearing to consider a request for a Development Plan (DP16-0003 - Bradford Park) to develop a residential subdivision, with an exception to Section 90-423, "Underground utilities," of the Code of Ordinances. The property is generally located south and west of the intersection of Rippy Road and Waketon Road. (The Planning and Zoning Commission recommended approval by a vote of 5 to 0 at its December 12, 2016, meeting.)

20. Enterprise Storage - SUP16-0013

Public Hearing

Public Hearing to consider a request for a Specific Use Permit No. 448 (SUP16-0013 - Enterprise Storage) to permit a mini-warehouse facility with an exception to the access management policy and criteria regarding driveway spacing contained in the Town's Engineering Design Criteria and Construction Standards adopted through Chapter 32 of the Code of Ordinances, and to consider adopting an ordinance providing for said amendment. The property is generally located west of Enterprise Drive and north of Long Prairie Road. (The Planning and Zoning Commission recommended approval by a vote of 6 to 0 at its December 12, 2016, meeting.)

- 21. River Walk - SP16-0009-** Consider a request for a Site Plan (SP16-0009 - River Walk Amphitheater) to develop an outdoor amusement and recreation building. The property is generally located south of Royal Crescent Drive North and east of River Walk Drive. (The Planning and Zoning Commission recommended approval by a vote of 6 to 0 at its December 12, 2016, meeting.)

22. River Walk - SUP16-0003

Public Hearing

Public Hearing to consider a request for a Specific Use Permit No. 445 (SUP16-0003 - River Walk Amphitheater and Splash Pad) to permit an outdoor amusement and recreation use, and to consider adopting an ordinance providing for said amendment. The property is generally located south of Royal Crescent Drive North and east of River Walk Drive. (The Planning and Zoning Commission recommended approval by a vote of 6 to 0 at its December 12, 2016, meeting.)

23. Specific Plan Area - MPA16-0014

Public Hearing

Public Hearing to consider a request for a Master Plan Amendment (MPA16-0014 – Specific Plan Areas) to delete Section 3, Specific Plans, in its entirety and to amend Section 1, Land Use Plan, by removing the summary description of Specific Plan Areas and by adopting a revised Land Use Map which replaces the white SPA boundary overlays with colors of the existing land use designations, and to consider adopting an ordinance providing for said amendment. (The Planning and Zoning Commission recommended approval by a vote of 6 to 0 at its December 12, 2016, meeting.)

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: **Community Development Corporation**.
- 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:
 1. Public Utility Commission of Texas (Docket No. 45175) and State Office of Administrative Hearings (SOAH) (Docket No. 473-16-1119)
 2. Tree preservation ordinance

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: December 16, 2016, at 11:30 a.m., at least 72 hours prior to the scheduled time of said meeting.

Theresa Scott, Town Secretary

The Flower Mound Town Hall and Council Chambers are wheelchair accessible. Requests for accommodations or interpretive services must be made 48 hours prior to this meeting by contacting Theresa Scott, Town Secretary, at (972) 874-6076.