

AGENDA

FLOWER MOUND TOWN COUNCIL REGULAR MEETING

7/17/2017

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."

Led by Flower Mound High School's AFJROTC

D. **PRESENTATIONS**

1. Proclamation for Town of Flower Mound 'Purple Heart Town' designation.

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**

Update and discussion on:

1. Capital improvement projects
2. Economic Development projects
3. New town hall and library expansion

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 regular meeting is a scheduled for Monday, August 7, 2017.
2. Discuss and reschedule date options for the Strategic Planning Session.

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 6/19-** Consider approval of the minutes from a regular meeting of the Town Council held on June 19, 2017.
2. **Amending SPAN agreement-** Consider approval of Amendment No. 1 to the Service Agreement for Demand Response Transit Service, with SPAN, Inc., for an increase of \$6,289.92; and authorization for the Mayor to execute same on behalf of the Town.
3. **Budget Amendment #5-** 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 and amended by Ordinance No. 70-16, 02-17, 10-17 and 17-17 for adjustments to the General Fund and the Utility Fund.
4. **Storm damage vehicle repairs-** Consider approval of issuing a purchase order for repairs to Town vehicles that have external body and/or hail damage from the March and April 2017 storms, in the amount of \$290,407.26.
5. **Digital scanner and software-** Consider approval of the purchase Fed Submit (Criminal) Palm Scan Print Pack for Police Services from Mentalix, through the GSA Advantage cooperative purchasing program, in the amount of \$24,036.00.
6. **Axon Body Worn Camera-** Consider approval of an agreement with Axon Enterprise, Inc., for the trial use of body worn camera products; and authorization for the Mayor to execute same on behalf of the Town.
7. **Lakeside Water Reuse System Master Plan-** Consider approval of award of the engineering services to Alan Plummer Associates, Inc. for the Lakeside Business District – Water Reuse Master Plan project, in the amount of \$118,173.00; and authorization for the Mayor to execute same on behalf of the Town.
8. **FM2499 Roadway testing-** Consider approval of the award of material testing services to Globe Engineers, Inc. for the FM 2499 Roadway, Drainage, and Traffic Signal Improvements project, in the amount of \$41,360.00; and authorization for the Mayor to execute same on behalf of the Town.
9. **Bakers Branch Collector design award-** Consider approval of a Professional Services Agreement for the design phase services of the Bakers Branch Collector Phase II project, with Kimley-Horn and Associates, Inc., for \$120,000.00; and authorization for the Mayor to execute same on behalf of the Town.
10. **Asphalt overlay services-** Consider approval of the purchase of asphalt overlay services from Reynolds Asphalt & Construction Company, through a City of Grand Prairie contract #16112, in the estimated annual amount of \$225,000.00.

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11. **FM 2499 @ FM 3040 water line-** Consider approval of Change Order No. 2 and final acceptance of the FM 2499/FM3040 24-inch Water Line Crossing Replacement project, amending the contract with Mountain Cascade of Texas LLC, for a decrease to the contract in the amount of \$14,638.22, and authorization of final payment to Mountain Cascade of Texas LLC, in the amount of \$22,076.23; and authorization for the Mayor to execute same on behalf of the Town.
12. **FM 1171 @ FM 2499 turn lane-** Consider approval to award Bid No. 2017-76 to Axis Contracting, Inc., for the FM 1171 at FM 2499 Eastbound Right Turn Lane project, in the amount of \$426,276.25; and authorization for the Mayor to execute same on behalf of the Town.
13. **Twin Coves fee waiver-** Consider a request to waive certain fees associated with the use of Twin Coves Park amenities and finding a public purpose for such waiver.
14. **Gibson Grant cabin-** Consider approval a Professional Services Agreement for preservation planning and architectural services for the Gibson-Grant Cabin project to Quimby McCoy Preservation Architecture, LLP, in the amount of \$35,000; and authorization for the Mayor to execute same on behalf of the Town.
15. **Sidewalk Replacement Program-** Consider approval of the award of Bid No. 2017-87 Annual Sidewalk Replacement Program to (Contractor), at the unit prices bid, in the estimated annual amount of \$100,000.00; and authorization for the Mayor to execute same on behalf of the Town.

K. REGULAR ITEMS

16. **Local control / tree preservation-** Consider approval of a resolution opposing the legislative curtailment of local control / tree preservation authority; reaffirming home rule control and local governance.
17. **Public Hearing-ZPD-Lakeside Crossing-** Public Hearing to consider a request for rezoning (ZPD17-0001 - Lakeside Crossing) from Agricultural District (A) and a portion of Planned Development District No. 31 (PD-31) to Planned Development District No. 153 (PD-153) for both residential and non-residential uses in compliance with the Campus Commercial land use designation within the Lakeside Business District Area Plan, including a Comprehensive Sign Package, with certain modifications and exceptions to the Code of Ordinances, and with an exception to the Architectural Standards of the Town's Urban Design Plan for meritorious design, and to consider adopting an ordinance providing for said amendment, and acceptance of cash in lieu of land in the amount of \$189,504.00 in place of the otherwise required Park Land dedication and Park Development Fees in the amount of \$20,820.00. The property is generally located south of Lakeside Parkway along and between Long Prairie Road and Northwood Drive. (The Planning and Zoning Commission recommended approval by a vote of 6 to 0 at its May 8, 2017, meeting.)
18. **Public Hearing-Lakeside 380 Agreement-** Public Hearing to consider approval of a Chapter 380 Agreement between the Town of Flower Mound and Newstream Hotels & Resorts, LLC, and authorization for the Mayor to execute same on behalf of the Town.

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19. **Certificates of Obligation-** Consider approval of an ordinance authorizing the issuance of the Town of Flower Mound, Texas, Certificates of Obligation, Series 2017A, 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.
20. **General Obligation Refunding Bonds-** Consider approval of an ordinance authorizing the issuance of the Town of Flower Mound, Texas, General Obligation Refunding Bonds, Series 2017, 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.
21. **Pond dredging-** Consider approval to award Bid No. 2017-81 to Shirley and Sons Construction Co., Inc. for the Rheudasil, Wilkerson, and Cortadera Park Pond Improvements project, in the amount of \$2,606,566.00; and authorization for the Mayor to execute same on behalf of the Town.
22. **Board and commission appointments-** Discuss and consider a process to use for board & commission appointments, including current members, and new/past applicants.

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

Discuss and consider resignations, appointments, evaluations, reassignments, discipline, or dismissals for the following boards or commissions: Animal Services Board, Cultural Arts Commission, Environmental Conservation Commission, **Parks 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**, 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.
- d. Consultation with Attorney as follows:
 1. Ordinance 33-00, establishing Planned Development District No. 31

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.

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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 also posted on the Town's website in accordance with GC Section 551.056 on the following date and time: July 13, 2017, at 3:20 p.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.