FLOWER MOUND TOWN COUNCIL REGULAR MEETING; AND CRIME CONTROL AND PREVENTION DISTRICT SPECIAL MEETING

December 19, 2022
Town Hall
2121 Cross Timbers Road
Flower Mound, TX 75028

Comments regarding any agenda item can be sent to the Town Council by emailing towncouncil@flower-mound.com or by calling 972.874.6005 and leaving a message.

AGENDA

A. CALL 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. PRESENTATION(S)

E. PUBLIC COMMENT

The purpose of this item is to allow the public an opportunity to address the Town Council regarding any item on this agenda that is not a "Public Hearing." Issues regarding daily operational or administrative matters should first be dealt with by calling Town Hall at 972.874.6000 during business hours.

In accordance with the Texas Open Meetings Act, the Town Council is restricted from discussing or acting on items not listed on the agenda.

To speak to Council during public comment, please fill out a comment form (PDF).

- Speakers are limited to 3 minutes, a tone will sound at 30 seconds left and when time has expired, and times may be adjusted by the mayor
- Speakers must address their comments to the Town Council
- Please state your name and address when speaking

F. ANNOUNCEMENTS

1. Announcements from the mayor and council members

G. TOWN MANAGER'S REPORT

1. Capital Improvement Projects
2. Economic Development Projects
3. Organizational Updates

H. FUTURE AGENDA ITEM(S)

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. A regular meeting is scheduled for Tuesday, January 17

J. CONSENT ITEM(S)

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

1. Minutes 12/5 - Consider approval of the minutes from a regular meeting of the Town Council held on December 5, 2022.
2. 1st FY 22-23 Crime District Budget Amendment - 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, 2022, and ending on September 30, 2023, as adopted by Resolution No. 14-22.
3. 5th and Final FY 21-22 Budget Amendment - Consider approval of an ordinance amending the Town of Flower Mound's Annual Budget for the fiscal year beginning October 1, 2021, and ending on September 30, 2022, as adopted by Ordinance No. 38-21 and amended by Ordinance No. 50-21, No. 05-22, No. 22-22, and No. 38-22 for adjustments to the General Fund, Utility Fund, Hotel Occupancy Tax Fund, and Health Insurance/ Flex Account Fund.
4. 1st FY 22-23 Budget Amendment - Consider approval of an ordinance amending the Town of Flower Mound's Annual Budget for the fiscal year beginning October 1, 2022, and ending on September 30, 2023, as adopted by Ordinance No. 45-22 for adjustments to the General Fund, Utility Fund, Stormwater Utility Fund, Library Development Fund, IRS Equitable Sharing Fund, CDBG-HUD Grant Fund, Grants Fund, Vehicle & Equipment Replacement Fund and Health Insurance/Flex Account Fund.
5. CIP Amendment No. 1 FY 2022-23 - Consider approval of Amendment No. 1 to the Fiscal Year 2022-2023 Capital Improvement Program.
6. Personnel Manual Revision - Consider approval of a revision to the Town's Personnel and Administrative Regulations Manual (PARM), Title I, Personnel Regulations, Chapter 1, Section 1.11 Definitions, specifically the work week definition for firefighter shift personnel effective January 22, 2023.
7. Peters Colony Memorial Park PSA Second Amendment - Consider approval of the Second Amendment to the Professional Services Agreement with Mesa Design Associates, Inc., for the design services associated with the Peters Colony Memorial Park project, in the amount of $55,040.00; and authorization for the Mayor to execute same on behalf of the Town.

8. Glen Chester Lift Station Rehabilitation - Consider approval of a Professional Services Agreement with Kimley-Horn and Associates, Inc., for the design phase services associated with the Glen Chester Lift Station Rehabilitation project, in the amount of $181,500.00; and authorization for the Mayor to execute same on behalf of the Town.

9. Gas Well Pad Site Monitoring - Consider approval of a Professional Services Agreement for monthly gas well pad site monitoring by Modern Geosciences, LLC, in the amount of $45,000.00; and authorization for the Mayor to execute same on behalf of the Town.

10. AM Signal Contract Amendment - Consider approval to amend the estimated annual amount for the purchase of traffic analytics detection systems and other traffic related parts from $500,000.00 to $700,000.00 from AM Signal, through the Purchasing Cooperative of America contract.

11. PD in-car video camera purchase - Consider approval of purchase for the acquisition of Axon Fleet 3 in-car video camera products, licensing, and storage for $65,288.08 ($13,057.62 annually for years 1 -4 and $13,057.60 year five over the five-year agreement); and authorization for the Mayor to execute same on behalf of the Town.

12. PD Electronic Control Devices Purchase - Consider approval of an agreement for the acquisition of Axon electric control devices (ECD or Taser) for $33,979.20 ($6,795.84 annually over the five-year agreement); and authorization for the Mayor to execute the same on behalf of the Town.

13. FD Vehicle Purchase - Consider approval of the purchase of a 2022 Ford F-450 Frazer Type 1 Ambulance for the Fire and Emergency Services Department from Frazer, LTD through the Houston-Galveston Area Council of Governments (H-GAC) cooperative purchasing program in the total amount of $399,260.00; and authorization for the Mayor to execute same on behalf of the Town.

14. Possum Park Playground Replacement - Consider approval of the purchase and installation of the 2022-2023 Playground Replacements project, for Possum Park Playground, from We Build Fun, Inc., through the Texas Local Government Purchasing Cooperative, in the amount of $206,075.98.

15. Sidewalk Links - ADA Improvements - Consider approval of the award of the Sidewalk Links and ADA Improvements projects, Annual Contract Bid No. 2023-13-A to Apex Concrete Construction Inc., to establish an annual unit bid price contract for the installation of sidewalk and ADA improvements for an estimated annual amount of $250,000.00; and authorization for the Mayor to execute same on behalf of the Town. The contract is for one-year with four one-year renewal options.

K. REGULAR ITEM(S)

1. SUP22-0005 – Long Prairie Plaza Daycare - Public Hearing to consider an ordinance granting Specific Use Permit No. 482 (SUP22-0005 – Long Prairie Plaza Daycare) to permit a day care center use. The property is generally located south of Sherri Lane and east of Long Prairie Road.

2. ZPD22-0005 - Roach Addition - Public Hearing to consider an ordinance for rezoning (ZPD22-0005 – Roach Addition) from Agricultural District uses and Interim Holding uses to Planned Development District No. 194 (PD-194) with Agricultural uses and with certain exceptions and modifications to the Code of Ordinances. The property is generally located north of Cross Timbers Road and west of Lusk Lane.

3. TRP22-0020 - Roach Addition - Public Hearing to consider an application for a tree removal permit (TRP22-0020) for one (1) specimen tree on property proposed for development as Roach Addition. The property is generally located north of Cross Timbers Road and west of Lusk Lane.

4. LDR22-0003 – Development Fees - Public Hearing to consider an ordinance amending the Town's Code of Ordinances (LDR22-0003 – Development Fees) by amending Section 78-201 entitled "Application," Section 90-221 entitled "Inspection Fee," and appendix A entitled "Fee Schedule," to update fees related to land development within the Town.

5. Building Fee Updates - Consider approval of an ordinance amending Appendix A "Fee Schedule," to revise fees related to the review and issuance of permits under Chapter 14 entitled "Buildings and Building Regulations," Chapter 18 entitled "Businesses," and Chapter 34 entitled "Environment," of the Town's Code of Ordinances.

6. Fire Prevention Fee Updates - Consider approval of an ordinance amending Chapter 38, entitled "Fire Prevention and Protection," to revise fees related to the review and issuance of permits, and amending appendix A entitled "Fee Schedule," to eliminate conflicting fees related to Chapter 38, entitled "Fire Prevention and Protection," of the Town's Code of Ordinances.

7. Tennis Center - Discuss and consider tennis center, including funding options.

L. BOARDS/COMMISSIONS

Discuss and consider resignations, appointments, evaluations, reassignments, discipline, or dismissals for the following boards or commissions: All Together Flower Mound Commission, Animal Services Board, Cultural Arts Commission, Denton County Transportation Authority, Environmental Conservation Commission, Parks Board, School Liaison Committee, SMARTGrowth Commission, Tax Increment Reinvestment Zone Number (TIRZ #1), Transporation Commission, and Veterans Liaison Board.

M. CLOSED MEETING

1. Consultation with Town Attorney.
   a. 2006 Rule 11 agreement and dismissal, Cause No. 2005-20153-158 and Flower Mound Ranch Development Application
   b. Housing Discrimination Complaint
   c. La Estancia Investments, L.P., v. Town of Flower Mound
   d. Oncor transmission line, switch and substation projects
2. 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.

3. 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.
4. Discuss and consider economic development incentives, including retail centers, corporate relocation/expansion/retention, hospitality projects, performance related to certain incentive agreements, Tax Increment Reinvestment Zone (TIRZ) #1, TIRZ #2, PID, MMD, and MUD.
5. Deliberate the appointment, employment, evaluation, reassignment, duties, discipline, or dismissal of the Municipal Judge, Alternate Judge, and Associate Judge.

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

P. FUTURE AGENDA

1. Future Agenda

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: December 16, 2022, at 1:17 p.m., at least 72 hours prior to the scheduled time of said meeting.

Theresa Scott, Town Secretary

The Flower Mound Town Hall and Jody Smith Hall are wheelchair accessible. Requests for accommodation or interpretive services must be made 48 hours prior to this meeting by contacting Town Hall at 972.874.6000. Additional time limits will be provided for members of the public that need to address the Town Council through a translator.