



Town Council Regular Meeting

February 20, 2023

Town Hall

2121 Cross Timbers Road

Flower Mound, TX 75028

6:00 p.m.

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)

1. Proclamation and presentation of Hometown Hero banner to Ronald Wasilewski.

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

Announcements from the mayor and council members

G. TOWN MANAGER'S REPORT

1. Capital Improvement Projects

- a. Adaptive Signal Implementation Update
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. March 6 - Regular Meeting
2. March 16 - Work Session is canceled

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 2/6 - Consider approval of the minutes from 2/6 regular meeting, and the 2/16 work session.
2. 2023 Bullet-Resistant Shield Grant - Consider approval of a resolution authorizing the submission of a grant application with the Office of the Governor for the 2023 Bullet-Resistant Shield Grant; authorizing the Town Manager to act on behalf of the Town of Flower Mound in all matters related to the application; authorizing acceptance of funds if awarded; and pledging that if funding for this project is received, the Town will comply with all project requirements of the Office of the Governor.
3. 2024 JAG Grant - Consider approval of a resolution authorizing the submission of a grant application with the Office of the Governor for the 2024 Edward Byrne Memorial Justice Assistance Grant Program (JAG); authorizing the Town Manager to act on behalf of the Town of Flower Mound in all matters related to the application; authorizing acceptance of funds if awarded; and pledging that if funding for this project is received, the Town will comply with all project requirements of the Office of the Governor.
4. Backhoe Purchase - ULM - Consider approval of the purchase of one new Case 590 SN Backhoe per Town of Flower Mound Specifications and Vendor Quote from Associated Supply Company, Inc. in the amount of \$136,600.00.
5. Excavator Purchase - Consider approval of the purchase of one new Bobcat E50 RS Series Compact Excavator per Town of Flower Mound Specifications and Vendor Quote from Bobcat of North Texas in the amount of \$78,575.00.
6. Vacating easement - Consider approval of an ordinance vacating and abandoning the eastern 50 feet of the existing 15-foot utility easement located along the south property line of Lot 25, Block 11, Carriage Glen at Bridlewood Addition. The Carriage Glen at Bridlewood addition is generally located east of Bridlewood Boulevard and north of FM 1171.

7. Depository and Safekeeping/Custodial Agreements - Consider approval of a resolution confirming a relationship with JPMorgan Chase Bank and the Bank of New York Mellon Trust Company; designating and appointing authorized agents; authorizing the Mayor to sign all accompanying agreements; providing for the operation of the Town's accounts with said Banks; and declaring an effective date.
8. Opioid Settlement - Consider for approval of a resolution authorizing the Mayor to execute global opioid settlement documents relating to the Allergan, Walmart, CVS, and Walgreens settlements and authorizing the Town Manager to transmit those documents to the Attorney General and providing for an effective date.

K. REGULAR ITEM(S)

1. MR22-0003 - Twin Cove Estates - Consider a request for a Minor Record Plat (MR22-0003 – Twin Cove Estates, Lot 20R, Block B) to create one lot for a private street. The property is generally located south of Wanda Lane and east of Shoreline Road. (PZ recommended approval by a vote of 6 to 0 at its February 13, 2023, meeting.)
2. ZPD22-0002 - Caldwell Court - Public Hearing to consider an ordinance for rezoning (ZPD22-0002 – Caldwell Court) from Agricultural District (A) to Planned Development District No. 193 (PD-193) with Single Family District-10 (SF-10) uses and with an exception to "Depth" pursuant to Section 90-272, Lot depth, lines, and frontage, of the Code of Ordinances and with certain other waivers, exceptions and modifications to the Code of Ordinances. The property is generally located east of Morriss Road and north of Cortadera Street. (PZ recommended approval by a vote of 6 to 0 at its February 13, 2023, meeting.)
3. TRP23-0001 - Caldwell Court - Public Hearing to consider an application for a tree removal permit (TRP23-0001) for fourteen (14) specimen trees on property proposed for development as Caldwell Court. The property is generally located east of Morriss Road and north of Cortadera Street. (The Environmental Conservation Commission recommended approval for specimen trees #s 3502, 3508, 3533, 3534, 3537, 3550, 3552*, 3625, 3672, 3691, 3699, and 3709 (*tree #3552 has been declassified) and denial of specimen trees #s 3647, 3656, and 3659 by a vote of 4-0-0 at its February 7, 2023, meeting).

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, Historical Commission Task Force, Environmental Conservation Commission, Parks Board, School Liaison Committee, SMARTGrowth Commission, Tax Increment Reinvestment Zone Number (TIRZ #1), Transportation 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. Legal issues associated with municipal boundary adjustment/annexation, and ESD and CCN service areas
 - e. 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, and proposed Tax Increment Reinvestment Zone (TIRZ) #1, TIRZ #2, PID, MMD, and MUD.

The Town Council may convene in executive session to conduct a private consultation with its attorney on any legally posted agenda item, when the Town Council seeks the advice of its attorney about pending or contemplated litigation, a settlement offer, or on a matter in which the duty of the attorney to the governmental body under the Texas Disciplinary Rules of Professional Conduct of the State Bar of Texas clearly conflicts with the provisions of Chapter 551, including the above referenced items.

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 items

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: February 16, 2023, at 5:05 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.