

Town Council Regular Meeting



November 6, 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. Presentation of National Night Out neighborhood winners
2. Proclamation to designate November as Arts Month in Flower Mound
3. Historical Commission Task Force Final Report and Recommendation

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
 - a. Business Workshop Series
 - b. Senior Center Accreditation

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 that 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. November 16 - Regular meeting & Work session
2. November 20 - Regular meeting has been 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 10/16, 10/19, and 10/23 - Consider approval of the minutes from a regular meeting held on October 16, a work session/special meeting held on October 19, and a special meeting held on October 23.
2. Executive Search Agreement (Library Director) - Consider approval of an executive search agreement with Bradbury Miller Associates, for services related to a search for the Director of Library Services in the amount not to exceed \$24,000; and authorize the Mayor to execute same on behalf of the Town.
3. Executive Search Agreement (Police Chief) - Consider approval of an executive agreement with Strategic Government Resources, for services related to a search for the Police Chief in the amount not to exceed \$24,150; and authorize the Mayor to execute same on behalf of the Town.
4. Grant (bullet proof vest) - Consider approval of a resolution accepting grant funds from the Department of Justice's Bureau of Justice Assistance for the purchase of bulletproof vests for the Police Department as part of the FY 2023 Bulletproof Vest Partnership.
5. Body Worn Cameras Purchase Agreements (PD) - Consider approval of the purchase from Axon Enterprise, Inc., for the acquisition of Axon body-worn cameras for \$654,366.20 (\$130,873.24 annually), Fleet mobile video systems for \$231,966.40 (\$46,393.28 annually), Taser energy weapons for \$51,696.00 (\$10,339.20 annually), and Axon Auto-Tagging video evidence software for \$58,080.00 (\$11,616.00 annually), as well as other related hardware and licensing as part of separate five-year agreements, and approval of a revised

- Axon Master Services Purchasing Agreement, and authorization for the Mayor to execute same on behalf of the Town.
6. Annual physicals-Police Officers (PSA amendment- Front Line Mobile Health) - Consider approval of the Amendment to the approved professional service agreement with Front Line Mobile Health to include police department personnel in the amount of \$34,000.00 and authorization for the Mayor to execute same on behalf of the Town.
 7. Consider approval of the Amendment to Chapter 6, Animal Ordinance revision to add section 6-128. - Consider approval of the Amendment to Chapter 6, "Animals" in the Code of Ordinances by adding section 6-128. This amendment will allow for any needed medical care of animals and timely placement without the time requirement of a property hearing.
 8. CIP Amendment 1 - Consider approval of Amendment No. 1 to the Fiscal Year 2023-2024 Capital Improvement Program.
 9. Project Management Software Renewal - Consider approval of the purchase of Procore Technologies, Inc., Project Management Software from Carahsoft Technology Corp., through a Texas Department of Information Resources (DIR) contract, in the amount of \$38,561.95.
 10. CivicPlus Website Renewal - Consider approval of a Professional Service Agreement with CivicPlus in the amount of \$20,985.75; and authorization for the Mayor to execute same on behalf of the Town of Flower Mound.
 11. Portable CCTV Inspection System Purchase - Consider approval of the purchase of one Cues C550 Portable Camera System from CLS Sewer Equipment Company inc., a sole source provider, in the amount of \$97,650.00.
 12. Resident & Employee Surveying Tool (Polco PSA) - Consider approval of a Professional Services Agreement with Policy Confluence, Inc. for survey services in the amount of \$17,000; and authorization for the Mayor to execute same on behalf of the Town.
 13. Heart Monitor Supplies (Paramedics use) - Consider approval of the purchase of heart monitor supplies from Zoll Medical through NPPGov Contract #PS20200 with an annual expenditure of \$25,000.00 for the duration of the contract expiring June 8, 2026.
 14. Expansion/Renovation Study - CAC - Consider the approval of a Professional Services Agreement with Barker Rinker Seacat Architecture for a study on the future expansion and renovation of the Community Activity Center , in the amount of \$152,250.00; and authorization for the Mayor to execute same on behalf of the Town.
 15. Denton County ICA for Library Services - Consider the approval of an Interlocal Cooperation Agreement with Denton County for the provision of library services for the benefit of the citizens of Denton County, and authorize the mayor to execute the same on behalf of the Town.
 16. Easement Abandonment at 1732 Robin Lane - Consider approval of an ordinance vacating and abandoning of the existing 10-foot utility easement located along the west property line of Block 1, Lot 6, of Hidden Oaks at Lake

Forest Subdivision. The property is generally located south of Forest Vista Drive and west of Morriss Road.

17. Hydro Excavation Trailer Purchase - Consider approval of the purchase of one (1) HX30GA Ditch Witch per Town of Flower Mound Specifications and Quote from The Charles Machine Works, in the amount of \$55,129.72.
18. Vehicle Purchase (2) for Facilities Dept. - Consider the approval to purchase (2) Chevrolet Express CC23405 Vans w/ Knapheide KUV Bodies - Facilities (Replaces Units 59200-01 & 59200-02) for the amount of \$143,109.20.
19. Vehicle Purchase (2) - PD - Consider approval of purchasing (1) 2023 Dodge Charger and (1) 2024 Ford F150 Responder - CVE Truck, both with Police Equipment Packages as per Town of Flower Mound specifications and vendor estimate via TIPS USA Cooperative Contract #210907 for \$154,442.18.

K. REGULAR ITEM(S)

1. TIRZ #2 Creation - Public hearing to consider an ordinance designating a geographic area within the Town as a tax increment reinvestment zone pursuant to Chapter 311 of the Texas Tax Code, to be known as reinvestment zone number two; creating a board of directors; and establishing a tax increment fund (TIRZ fund) for the zone.
2. CSP23-0002 - Chippenhook Addition Lot 1, Block A and Premier Addition - Public Hearing to consider a request for a Comprehensive Sign Package (CSP23-0002 – Chippenhook Addition Lot 1, Block A and Premier Addition) to allow additional wall signs on three buildings. The property is generally located south of Justin Road and east of Long Prairie Road. (PZ recommended approval by a vote of 6 to 0 at its October 23, 2023, meeting.)
3. ZPD23-0003 - Bryn Mar Estates Accessory Building Amendment - Public Hearing to consider an ordinance for rezoning (ZPD23-0003 – Bryn Mar Estates Accessory Building Amendment) to amend Planned Development No. 62 (PD-62) with Single-Family District-15 uses to modify development standards to increase the allowed size of accessory buildings. The property is generally located south of Flower Mound Road and west of Red Oak Lane. (PZ recommended approval by a vote of 6 to 0 at its October 23, 2023, meeting.)
4. LDR23-0004 – Legislative Update - Public hearing to consider an ordinance amending the Land Development Regulations (LDR23-0004 – Legislative Update) by amending Chapter 74 "General," Chapter 78 "Administration," Chapter 82 "Development Standards," and Chapter 90 "Subdivisions," for the purpose of updating subdivision and site plan requirements and platting review authority to comply with recently adopted state legislation. (PZ recommended approval by a vote of 6 to 0 at its October 23, 2023, meeting.)
5. High Road Water Line Phase II Construction Award - Consider approval of a Construction Agreement with A & B Construction, LLC for the High Road Water Line Replacement Phase II project, in the amount of \$3,413,006.00; and authorization for the Mayor to execute same on behalf of the Town.
6. Hillside Lane Reconstruction Construction Award - Consider approval of a Construction Agreement with 3D Paving and Contracting, LLC, for the Hillside

- Lane Reconstruction project, in the amount of \$1,385,393.60; and authorization for the Mayor to execute same on behalf of the Town.
7. Bakersfield Park Improvements Phase 2 - Consider approval of the purchase and installation of new LED light fixtures and MuscoVision Automated Sports Streaming and Broadcasting System for the Bakersfield Park Improvements Ph. 2 project, from Musco Sports Lighting, LLC, through the Texas Local Government Purchasing Cooperative, in the amount of \$1,759,054.00
 8. FY 23-24 Strategic Plan - Consider adoption of the FY 23-24 Strategic Plan.

L. BOARDS/COMMISSIONS

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

M. CLOSED MEETING

The Town Council to convene into closed meeting pursuant to Texas Government Code Chapter 551, including, but not limited to, Sections 551.071, 551.072, 551.074, and 551.087 for consultation with Town Attorney, and to discuss matters relating to real property, personnel, and economic development negotiations, as follows:

1. Consultation with Town Attorney.
 - a. La Estancia Investments, L.P. v. Town of Flower Mound, Texas, et al
2. Discuss and consider purchase, exchange, lease or value of real property for parks, cultural arts, public safety, 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

O. ADJOURN

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: November 3, 2023, at 4:05 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.

To preview upcoming items of business that may appear on future agendas click [HERE](#).