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

December 4, 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. Texas Police Best Practices Re-accreditation
2. Donation from Friends of the Library

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 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. December 18 - Regular Meeting
2. December 21 - Discuss and consider canceling this Work Session

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 11/16 - Consider approval of the minutes from a regular meeting and work session held on November 16.
2. Lakeside Parkway Capacity Improvements - Geotechnical PSA - Consider approval of a Professional Services Agreement with ECS Southwest, LLP, to provide subsurface exploration and geotechnical engineering services, for the Lakeside Parkway Capacity Improvements project, in the amount of $38,855.00; and authorization for the Mayor to execute same on behalf of the Town.
3. NEOGOV Agreement - Consider approval of an updated agreement with NEOGOV to provide applicant tracking, onboarding, and electronic performance evaluation software, and authorization for the Mayor to execute same on behalf of the Town.
4. PSA-Promoter Line (Ind. Fest) - Consider approval of a Professional Services Contract with Promoter Line, Inc., to provide professional event production and planning services for the 2024 Independence Fest, in an amount not-to-exceed $344,000.00 and authorization for the Mayor to execute same on behalf of the Town.
5. Vehicle Purchase - FD (F250) - Consider approval of the purchase of a 2024 Ford F250 4x4 SD Crew Cab for the Fire and Emergency Services Department from Chastang Ford, through Houston-Galveston Area Contract (HGAC) # AM10-23 in the amount of $110,122.00; and authorization for the Mayor to execute same on behalf of the Town.
6. Vehicle Purchase - FD (Tahoe) - Consider approval of the purchase of a 2024 Chevrolet Tahoe 9C1 4WD for the Fire and Emergency Services Department Fire Marshal’s Office from Holiday Chevrolet, through Tarrant County

Cooperative Contract #2023-016, in the total amount of $68,759.09; and authorization for the Mayor to execute same on behalf of the Town.

7. Ambulance Purchase - FD - Consider approval of the purchase of a 2024 Ford F450 Frazer ambulance for the Fire and Emergency Services Department from Sterling McCall, through Houston-Galveston Area Contract (HGAC) # AM10-23, in the total amount of $332,625.00; and authorization for the Mayor to execute same on behalf of the Town.

8. Ambulance Accessories Purchase - FD - Consider approval of the purchase of a Stryker ambulance cot and Power Load system for the 2024 Ford F450 Frazer ambulance purchase from Stryker Medical amount of $60,281.39; and authorization for the Mayor to execute same on behalf of the Town.

9. Vehicle Purchases - PD (Dodge) - Consider approval of purchasing (5) 2023 Dodge Durango PPV vehicles, all with Police Equipment Packages as per Town of Flower Mound specifications and vendor estimate via TIPS USA Cooperative Contract #210907, for $392,118.85.

10. Vehicle Purchases - PD (Toyota) - Consider approval of purchasing (2) 2023 Toyota Highlanders, both vehicles with vendor estimates via TIPS USA Cooperative Contract #210907, for $86,073.00.

11. Purchase 3-D Scanner - Grant Funds - Consider the use of grant funds (2024 Edward Byrne Memorial Justice Assistance program) for the purchase of a 3-D scanner in the amount of $78,510.58

12. 7th and Final 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 and amended by Ordinance No. 60-22, No. 06-23, No. 16-23, No. 19-23, No. 21-23, and No. 28-23 for adjustments to the General Fund, Debt Service Fund, Utility Fund, Stormwater Utility Fund, SAFER Grant Fund, and Health Insurance/ Flex Account Fund.

13. 2nd FY 22-23 Fire District Budget Amendment - 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, 2022, and ending on September 30, 2023, as adopted by Resolution No. 15-22 and amended by Resolution No. 13-23.

14. 1st FY 23-24 Budget Amendment - Consider approval of an ordinance amending the Town of Flower Mound's Annual Budget for the fiscal year beginning October 1, 2023, and ending on September 30, 2024, as adopted by Ordinance No. 37-23 for adjustments to the General Fund, Utility Fund, Stormwater Utility Fund, Tree Preservation Fund, Public Education Government (PEG) Fund, Chapter 59 Seizure Fund, Grant Fund, Vehicle and Equipment Replacement (VERF) Fund, and the Health Insurance/ Flex Account Fund.

15. 1st FY 23-24 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, 2023, and ending on September 30, 2024, as adopted by Resolution No. 23-23.

16. 1st FY 23-24 Fire District Budget Amendment - 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, 2023, and ending on September 30, 2024, as adopted by Resolution No. 22-23.
17. PY 2022 CDBG CAPER - Consider approval of a resolution authorizing the adoption of the Program Year 2022 Consolidated Annual Performance & Evaluation Report for the Community Development Block Grant; and authorization for the Mayor to execute same on behalf of the Town and submit to the U.S. Department of Housing and Urban Development.
18. Oak Street Lift Station - CoServ Transformer Upgrade - Consider the approval of a proposal from CoServ Electric for an electric transformer upgrade at the Oak Street Lift Station in the amount of $61,206.65.
19. CoServ Gas Rate Case Denial - Consider approval of a resolution authorizing the Town to join with the Steering Committee of Cities Served by CoServ Gas, Ltd. to deny CoServ Gas's application for approval to amend its gas rates.
20. PSA Hillside Ln Reconstruction Project - Consider approval of a Professional Services Agreement with Alliance Geotechnical Group to provide construction materials engineering and testing for the Hillside Lane Reconstruction project, in the amount of $30,025.00; and authorization for the Mayor to execute same on behalf of the Town.
21. Annual Standards of Care Ordinance Update - 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. (The Parks Board recommended approval by a vote of 6 to 0 at its November 2, 2023 meeting).
22. Roof Repair - FD (Station 1) - Consider the approval of the PMR Roofing proposal for the replacement of a section of standing seam roof at Fire Station 1, utilizing TIPS contract number 22010702 in the amount of $112,200.
23. Gas Well Pad Site Monitoring PSA - Consider approval of a Professional Services Agreement for gas well pad site monitoring by Modern Geosciences, LLC, in the amount of $41,600.00; and authorization for the Mayor to execute same on behalf of the Town.

K. REGULAR ITEM(S)

1. Proposed Charter amendments - Discuss and consider proposed Charter amendments as presented by the Charter Review Commission (final report)
2. Green Waste Program Options - Consider and discuss green waste program options presented by Republic Services.
3. SUP23-0005 – Long Prairie Golf Everywhere - Public Hearing to consider an ordinance granting Specific Use Permit No. 487 (SUP23-0005 – Long Prairie Golf Everywhere) to permit an amusement and recreation (indoors) use. The

property is generally located north of Aberdeen Drive and east of Long Prairie Road. (PZ recommended approval by a vote of 6 to 0 at its November 13, 2023, meeting.)

4. Z20-0005 - The River Walk at Central Park - Public Hearing to consider an ordinance for rezoning (Z20-0005 - The River Walk at Central Park) to amend the development standards for The River Walk at Central Park related to Article II - Uses and Article XI - Signage and to update the Concept Ground Sign Location exhibit. The property is generally located north of Cross Timbers Road, west of Morriss Road, and east of Long Prairie Road. (On Oct 23, 2024, at the request of the applicant, PZ tabled this item to its Nov 13, 2023, meeting by a vote of 6 to 0.) (PZ recommended approval by a vote of 5 to 1 at its Nov 13, 2023, meeting) ***(Applicant requests this item be postponed to Dec 18)***
5. Z23-0002 - The River Walk at Central Park, Promenade Way - Public Hearing to consider an ordinance for rezoning (Z23-0002 - The River Walk at Central Park, Promenade Way) to amend the development standards for The River Walk at Central Park related to Article II - Uses to propose standards for Extended Stay Hotel and to update the conceptual plan exhibits. The property is generally located north of Cross Timbers Road, west of Morriss Road, and east of Long Prairie Road. (PZ recommended approval by a vote of 4 to 2 at its Nov 13, 2023, meeting.) ***(Applicant requests this item be postponed to Dec 18)***
6. Purchase of a Fire Apparatus - Consider approval of the purchase of a Pierce Aerial Fire Apparatus from Siddons Martin, through BuyBoard Contract #651-21, in the total amount of $1,483,301.30 ; and authorization for the Mayor to execute same on behalf of the Town.
7. Reinsurance Contract (Health Plan) - Consider approval of a reinsurance contract for the Town's Group Health Plan with Blue Cross and Blue Shield of Texas in the amount of $3,042,698; and authorization for the Mayor to execute the same on behalf of the Town.
8. Glen Chester Lift Station Rehabilitation Construction Award - Consider approval of a Construction Agreement with Red River Construction Company for the Glen Chester Lift Station Rehabilitation project, in the amount of $1,581,300.00; and authorization for the Mayor to execute same on behalf of the Town.
9. Consider and discuss options for the Sunrise Circl - Consider and discuss options for the Sunrise Circle wastewater connection project along with feedback received during community meetings regarding zoning, on-site septic facilities, and financial assistance (Public Comment for this item will be heard at the time opened).

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.

1. Historical Commission - Discuss and consider the establishment of a Historical Commission or other alternatives.

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, grocers, corporate relocation/expansion/retention, hospitality projects, health care facilities, performance related to certain incentive agreements, and Tax Increment Reinvestment Zone (TIRZ) #1, TIRZ #2, River Walk PID No. 1, Proposed PID, MMDs, and MUDs.

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: December 1, 2023, at 3:05 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.