



Town Council Regular Meeting

January 16, 2024
Town Hall
2121 Cross Timbers Road
Flower Mound, TX 75028

6:00 p.m.

In accordance with section 551.127 of the Texas Government Code (Open Meeting Act) this meeting will be an in-person meeting with a single member of Town Council participating by video conference. The public meeting location will be Flower Mound Town Hall, 2121 Cross Timbers Rd Flower Mound, Texas. The Mayor, as presiding officer of Town Council, and a quorum of the Town Council will be physically present at this location. The location where the Mayor is physically present shall be open to the public during the open portions of the meeting.

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. National Accreditation of the Flower Mound Senior Center

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. January 18 Work Session
2. February 5 Regular Meeting

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 12/18 - Consider approval of the minutes from a regular meeting held on December 18, 2023.
2. PSA - Lighthouse Booster Station Demo - Consider approval of a Professional Services Agreement with Westwood Professional Services, Inc., for the design phase services associated with the Lighthouse Booster Station Demolition project, in the amount of \$38,180.00; and authorization for the Mayor to execute same on behalf of the Town.
3. Sale/consumption of alcohol - 2024 Independence Fest - Consider approval of the sale and consumption of alcoholic beverages (beer and wine) at Bakersfield Park, during the 2024 Independence Fest. (The Parks Board recommended approval by a vote of 6 to 0 at the December 7, 2023 meeting.)
4. Playground Replacements - Jake's Hilltop Park - Consider approval of the purchase and installation of the 2023-2024 Playground Replacements project, for Jake's Hilltop Park Playground, from Child's Play, Inc., through the Texas Local Government Purchasing Cooperative, in the amount of \$398,437.00.
5. Easement Abandonment (Bridlewood Subd) - Consider approval of an ordinance vacating and abandoning the existing 7.5-foot utility easement located along the southern property line of Lot 3, Block 42, of Belmont at Bridlewood Phase 2 Subdivision. The property is generally located south of Waketon Road and east of Kings Road.
6. Meter Testing, Repair, and Replacement Services - Consider approval of Service Contract 2024-6-A with UWS, Inc. to provide Meter Testing, Repair, and Replacement Services; and authorization for the Mayor to execute the same on behalf of the Town.

7. CIP Amendment No. 2 - Consider approval of Amendment No. 2 to the Fiscal Year 2023-2024 Capital Improvement Program
8. Purchase of Chevrolet Vans - Consider approval of the purchase of (2) two Chevrolet Express 3500 Vans w/ KUV Bodies for Facilities Management, which replaces Units 59200-11 & 59200-13 in the amount of \$143,109.20.
9. Campaign Treasurer Appointment - Consider approval of an Ordinance to create a process for the termination of an inactive Campaign Treasurer Appointment.
10. Ambulance Purchase - Consider approval of the purchase of a 2024 Ford F450 Frazer ambulance for the Fire and Emergency Services Department from Sterling McCall, through the Houston- Galveston Area Council of Governments Contract (H-GAC) #AM10-23, in the total amount of \$344,850.00; and authorization for the Mayor to execute same on behalf of the Town.

K. REGULAR ITEM(S)

1. Charter Amendments - Discuss and consider possible Charter amendments.
2. ZPD23-0006 – Hopewell Gerault Industrial - Public Hearing to consider an ordinance amending the zoning (ZPD23-0006 – Hopewell Gerault Industrial) from Planned Development District No. 174 (PD-174) with Campus Industrial District (CI) uses to Planned Development District No.199 (PD-199) with Campus Industrial District (CI) uses. The property is generally located south of Lakeside Parkway and east of Gerault Road. (PZ recommended approval by a vote of 6 to 0 at its January 8, 2024, meeting.)
3. TRP23-0021 - Hopewell Gerault Industrial - Public Hearing to consider an application for a tree removal permit (TRP23-0021) for three (3) specimen trees on property proposed for development as Hopewell Gerault Industrial. The property is generally located east of Gerault Road and south of Lakeside Parkway. (The Environmental Conservation Commission recommended approval by a vote of 6-0-0 at its December 5, 2023, meeting)
4. FloMo Convo - Development - Consider and discuss feedback from the development community on the most recent installment of the Town's FloMo Convo outreach meetings.
5. Solid Waste Franchise Agreement Amendment - Public Hearing to consider adopting, on first reading, an ordinance amending an ordinance of the Town of Flower Mound, Texas which adopted a Solid Waste Franchise Agreement with Allied Waste Services of Fort Worth, LLC dba Republic Services, in order to impose an extra yardage (EXY) fee of \$45.00 per incident of overflow to commercial and industrial customers in place of a notice of non-collection, including a fixed annual increase of 2.6%; and adding a Green Waste Pilot Program, at no charge to the Town which will provide for the pickup of green waste (such as brush, leaves, grass, weeds and other vegetation) from residents.

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. Discuss and consider designating the Tax Increment Reinvestment Zone No. 1 chair.

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: January 12, 2024, at 10:35 a.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](#).