Town Council Regular Meeting

February 5, 2024
Town Hall
2121 Cross Timbers Road
Flower Mound, TX 75028

6:00 p.m.

MINUTES

A. CALL TO ORDER

Mayor France called the meeting to order at 6:00 p.m. with the following members present:

Derek France, Mayor
Jim Engel, Mayor Pro Tem
Ann Martin, Deputy Mayor Pro Tem
Adam Schiestel, Councilmember Place 1
Chris Drew, Councilmember Place 2
Brian Taylor, Councilmember Place 3

constituting a quorum with the following members of the Town Staff participating:
Theresa Scott, Town Secretary
James W. Childers, Town Manager
Bryn Meredith, Town Attorney
Tommy Dalton, Assistant Town Manager
Tiffany Bruce, Assistant Town Manager/Town Engineer
Lexin Murphy, Director of Development Services
Andy Kancel, Police Chief
Paul Henley, Fire Chief
Shelly Willson, Customer Relations Manager
Matthew Hotelling, Assistant Director of Public Works and Transportation

B. INVOCATION

Chaplain McNamer gave the 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."

Mayor France led the pledges.

D. PRESENTATION(S)

1. Proclamation and presentation of Hometown Hero banner to Jessie Guajardo

   Mayor France recited the proclamation and presented it to Jessie Guajardo.

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

Names listed below don't necessarily reflect the order in which each person spoke and all addresses are located in Flower Mound unless otherwise indicated.

	Speaker name and address	Subject (as written on the form or stated)
1.	Joe Bernard - 10605 Sunrise	$40,000 wasted
2.	Si Simonson - 3104 Native Oak	Veteran Issue
3.	Jacque Narrell - 4801 Luck Lane	Historical Commission
4.	Janvier Werner - 2829 Bob White	Candidacy announcement
5.	Tim Whisenant - 2300 Olympia	Historical Commission (support)
6.	Todd Bayuk - 10845 Pedernales Falls*	Historical Commission (support)

** Indicates person did not wish to speak*

F. ANNOUNCEMENTS

1. Announcements from the mayor and council members
   Mayor or Councilmembers had announcements regarding:

   - Black History Month
   - Flower Mound Police Academy
   - Circus coming to the River Walk

- Senior discount for trash collection services
- Birthday and anniversary announcements
- Tri city neighborhood summit
- Citizens Academy - Participants recognition

G. TOWN MANAGER'S REPORT

No discussion.

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).

There were no future agenda item requests.

I. COORDINATION OF CALENDARS

Mayor France confirmed that all members of Council plan to attend the following meetings:

1. February 15 - Work Session

2. February 19 - 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.

ACTION:	Jim Engel moved to approve J. 1 - 11 as presented in the agenda caption. Adam Schiestel seconded the motion.
AYES:	Ann Martin, Jim Engel, Adam Schiestel, Brian Taylor, Chris Drew
NAYS:	None
ABSTAIN:	None

RESULT: 5 : 0

1. Minutes 1/16 & 1/18 - Consider approval of the minutes from a regular meeting held on January 16, and a work session held on January 18, 2024.

2. Call Election - Candidates - Consider approval of a resolution of the Town of Flower Mound, Texas calling for a general election to be held May 4, 2024, for the offices of Mayor, and Town Council Place 4, establishing procedures for those elections; and providing an effective date.

   RESOLUTION NO. 01-24
   A RESOLUTION OF THE TOWN OF FLOWER MOUND, TEXAS, CALLING FOR A GENERAL ELECTION TO BE HELD ON MAY 4, 2024, FOR THE OFFICES OF MAYOR AND TOWN COUNCIL PLACE 4; ESTABLISHING PROCEDURES FOR THE ELECTION; AND PROVIDING AN EFFECTIVE DATE.

3. Laserfiche Document Management Software Expansion - Consider approval of the purchase of Laserfiche records management software MCCI, LLC., in the amount of $64,717.88 and authorization for the Mayor to execute same on behalf of the Town.

4. Stonehill Pump Station Motor Replacement - Consider approval of a Professional Services Agreement with Kimley-Horn and Associates, Inc., for the design phase services associated with the Stonehill Pump Station Motor Replacement project, in the amount of $209,000.00; and authorization for the Mayor to execute same on behalf of the Town.

5. CO # 3 - Waketon Rd Project - Consider approval of Change Order No. 3 for the Waketon Road project, amending the contract with Ed Bell Construction Company, to provide an increase to the contract in the amount of $234,582.85.

6. PSA - Strategic Facilities Plan Study - Consider approval of a Professional Services Agreement with Brown Reynolds Watford Architects, for the Town of Flower Mound Strategic Facilities Plan Study, in the amount of $94,000.00; and authorization for the Mayor to execute same on behalf of the Town.

7. Sanitary Sewer Lift Station Assessment PSA - Consider approval of a Professional Services Agreement with Kimley-Horn and Associates, Inc., for sanitary sewer lift station evaluation and pump performance testing services associated with the Utility Asset Management and Utility Replacement project, in the amount of $45,000.00; and authorization for the Mayor to execute same on behalf of the Town.

8. Truck Purchases - Public Works/ULM - Consider approval of the purchase (2) 2023 Ford F550 Crew Cab 19.5 GVWR trucks with service body and full-length

pipe rack per Town of Flower Mound Specifications and Vendor Quote from Silsbee Ford in the amount of $168,617.50.

9. Emergency Medical Service billing review and risk assessment - Consider approval of an agreement between the Town of Flower Mound and Fitch Associates, LLC to provide Emergency Medical Service (EMS) Report and Billing Compliance review and Health Insurance Portability and Accountability Act (HIPAA) Security Compliance in the amount of $37,525.00, and authorization for the Mayor to execute same on behalf of the Town.

10. Ambulance cot purchase - Consider approval of the purchase of a Stryker ambulance cot and Power Load System for the 2024 Ford F450 ambulance purchase from Stryker Medical in the amount of $61,924.39; and authorization for the Mayor to execute same on behalf of the Town.

11. Bad Dawg Tennis Contract - Consider approval for a Contractual Services Agreement with Bad Dawg Tennis to provide the services of Tennis Professional from March 1, 2024, through February 28, 2025, with renewal for up to four additional one-year terms. The Parks Board recommended approval by a vote of 6 to 0 at its February 1, 2024, regular meeting.

K. REGULAR ITEM(S)

1. Historical Commission (creation) and MOU with County - Consider approval of a Resolution to create a Historical Commission and a Memorandum of Understanding between the Town of Flower Mound, Texas and Denton County regarding the storage of historical artifacts.

Ms. Scott gave a presentation identifying or noting:

- commission structure
- purpose
- members
- meetings schedule
- duties and responsibilities
- staff responsibilities

and she responded to questions from Council regarding:

- 5-year resident requirement
- Open Meetings Act requirements
- process for collecting items outside the classification of items or information (i.e. trees and buildings)
- projects they could be involved in
- financial commitments

- 501(c)(3) and board members service on such
- membership make up

and Jacque Narrell, Historical Commission Task Force Chair, and Kathy Blair, Historical Commission Task Force Secretary, responded to questions or comments from Council regarding:

- Open Meetings Act compliance
- 501(c)(3) option

RESOLUTION NO. 02-24
A RESOLUTION ESTABLISHING THE HISTORICAL COMMISSION OF THE TOWN OF FLOWER MOUND; DEFINING THE DUTIES AND RESPONSIBILITIES OF THE COMMISSION; PROVIDING FOR THE APPOINTMENT OF MEMBERS OF THE COMMISSON; ESTABLISHING THE TERM OF OFFICE FOR EACH COMMISSION MEMBER; AND PROVIDING AN EFFECTIVE DATE.

ACTION:	Adam Schiestel moved to approve K.1. as presented in the agenda caption with the additional requirement for active involvement in projects or subcommittees, as presented, and to appoint the following members effective 30 days after passage of the Resolution and ending September 30, 2024 for even number places, and September 30, 2025 for odd number places: Place 1, Jacque Narrell Place 2, Mark Glover Place 3, Adam Shear Place 4, Marsha Gavitt Place 5, Cynthia Clark Place 6, Kathy Blair Place 7, Terra Klarich Place 8, Cecilia Hood Place 10, Peggy Riddle Brian Taylor seconded the motion.
AYES:	Ann Martin, Jim Engel, Adam Schiestel, Brian Taylor, Chris Drew
NAYS:	None
ABSTAIN:	None
RESULT:	5 : 0

2. PID Implementation Resolution - Public Hearing to consider a resolution approving the implementation of a Public Improvement District and other matters pertaining thereto.

Mr. Childers provided background information, and he, or Mr. Meredith, responded to questions or comments from Council regarding:

- attorney discussions about language in the application that leaves the Town open to litigation
- River Walk PID funds
- Rule 11 agreement

Jack Furst, PID applicant, responded to questions or comments regarding language in the application that leaves the town open to litigation.
Mayor France opened the public hearing for items 2 and 3 at 7:05 p.m.

Names listed below don't necessarily reflect the order in which each person spoke and all addresses are located in Flower Mound unless otherwise indicated.

	SUPPORT	OPPOSITION	QUESTIONS OR COMMENTS ONLY
1.	Jack Furst - 2800 Lakeside Parkway, Unit 101	Tim Whisenant - 2300 Olympia Drive	Scott Langley - 800 Carter Court
2.	Lori Walker - 4913 Kingswood Drive		

** Indicates person did not wish to speak*

Mayor France closed the public hearing for items 2 and 3 at 7:10 p.m.

There was Counci discussion regarding:

- purpose of the agenda item (voter approval)
- provisions they would want included should the voters approve to move forward with a PID
- what the PID would allow

RESOLUTION NO. 03-24
A RESOLUTION OF THE TOWN COUNCIL OF THE TOWN OF FLOWER MOUND, TEXAS, APPROVING THE IMPLEMENTATION OF A PUBLIC IMPROVEMENT DISTRICT AND OTHER MATTERS PERTAINING THERETO; PROVIDING THAT THE PROVISIONS CONTAINED HEREIN ARE SEVERABLE; AND PROVIDING AN EFFECTIVE DATE.

ACTION: Jim Engel moved to approve K.2. as presented in the agenda caption. Brian Taylor seconded the motion.
AYES: Ann Martin, Jim Engel, Brian Taylor
NAYS: Adam Schiestel, Chris Drew

ABSTAIN:	None
RESULT:	3 : 2

3. Call Election - PID - Consider approval of an Ordinance ordering a Special Election on May 4, 2024, whether a Public Improvement District should be created within the corporate limits of the town, and all matters incident and related thereto.

ORDINANCE NO. 04-24
AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF FLOWER MOUND, TEXAS, ORDERING A SPECIAL ELECTION TO BE HELD ON SATURDAY, MAY 4, 2024, FOR THE PURPOSE OF VOTING "FOR" OR "AGAINST" A PROPOSITION WHETHER A PUBLIC IMPROVEMENT DISTRICT SHOULD BE CREATED WITHIN THE CORPORATE LIMITS OF THE TOWN; PROVIDING FOR THE APPOINTMENT OF ELECTION OFFICERS; PROVIDING FOR THE DESIGNATION OF THE PLACES AND MANNER OF HOLDING SAID ELECTION; PROVIDING FOR THE DESIGNATION OF THE EARLY VOTING POLLING PLACES; PROVIDING FOR THE DESIGNATION OF THE EARLY VOTING CLERK; PROVIDING FOR THE POSTING AND PUBLICATION OF NOTICE; PROVIDING A SEVERABILITY AND CONFLICTS CLAUSE; AND PROVIDING FOR AN IMMEDIATE EFFECTIVE DATE.

ACTION:	Jim Engel moved to approve K.3. as presented in the agenda caption. Brian Taylor seconded the motion.
AYES:	Ann Martin, Jim Engel, Brian Taylor
NAYS:	Adam Schiestel, Chris Drew
ABSTAIN:	None
RESULT:	3 : 2

4. Solid Waste Franchise Agreement Amendment - Public Hearing to consider adopting, on second 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.

Ms. Willson provided background information.

Mayor France opened the public hearing at 7:33 p.m. No one spoke. Mayor France closed the public hearing at 7:33 p.m.

ORDINANCE NO. 05-24

AN ORDINANCE OF THE TOWN OF FLOWER MOUND, TEXAS, AMENDING ORDINANCE NO. 26-16, REGARDING A FRANCHISE FOR SOLID WASTE SERVICES AWARDED TO ALLIED WASTE SERVICES OF FORT WORTH, LLC DBA REPUBLIC SERVICES; IMPOSING 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%; ADDING A GREEN WASTE PILOT PROGRAM; PROVIDING THAT THE AGREEMENT REMAIN IN FULL FORCE AND EFFECT, AS AMENDED; PROVIDING THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

1 of 2 motions

ACTION:	Jim Engel moved to approve K.4. as presented in the agenda caption. Adam Schiestel seconded the motion.
AYES:	Ann Martin, Jim Engel, Adam Schiestel, Brian Taylor, Chris Drew
NAYS:	None
ABSTAIN:	None
RESULT:	5 : 0

2 of 2 motions

ACTION:	Jim Engel moved to approve K.4. as presented in the agenda caption. Adam Schiestel seconded the motion.
AYES:	Ann Martin, Jim Engel, Adam Schiestel, Brian Taylor, Chris Drew
NAYS:	None
ABSTAIN:	None
RESULT:	5 : 0

5. MU23-0003 – Lakeside DFW MU-TEN & MU-C(3) Material Text Amendment - Public Hearing to consider an ordinance for rezoning (MU23-0003 – Lakeside DFW MU-TEN & MU-C(3) Material Text Amendment) to amend Mixed Use District-1 (MU-1) to amend the Architecture and Building Standards, specifically Section 7.1 B. Materials, for the MU-TEN and MU-C(3) subzones in the Lakeside DFW (Lakeside Village) Development Code. The property is generally located south of Edgemere Road and west of International Parkway. (PZ recommended approval by a vote of 5 to 1 at its January 22, 2024, meeting.)

Ms. Murphy gave a presentation identifying or noting:

- general and detailed location
- land use and zoning
- concept plan
- MU amendment, including elevations, and photo examples
- caption overview

- text amendment

and she responded to questions from Council regarding:

- P & Z recommendation
- elevation changes
- trees
- cable/pipe rail

Austin Gray, Realty Capital

Mr. Gray gave a presentation identifying or noting:

- request clarification
- Lakeside Village site plan
- clarification of the materials GFRC and ACM
- underground parking
- example of a garage they want to avoid
- cable rail examples
- rendering looking south
- aerial from Fairway Drive

and he responded to questions from Council regarding:

- cable railing versus concrete
- elevations
- proximity to Rockledge Park
- what's driving the request for change

Mayor France opened the public hearing at 8:06 p.m. No one spoke. Mayor France closed the public hearing at 8:07 p.m.

There was Council discussion regarding:

- P & Z got it right
- pipe rail

ORDINANCE NO. 06-24
AN ORDINANCE OF THE TOWN OF FLOWER MOUND, TEXAS, AMENDING ORDINANCE NOS. 63-12, 12-13, 14-15, 58-15, 03-17, AND 09-18, WHICH ESTABLISHED AND LATER AMENDED MIXED USE DISTRICT-1 (MU-1), ALSO KNOWN AS THE LAKESIDE DFW MIXED USE DEVELOPMENT, BY AMENDING SUBSECTION B, “MATERIALS,” OF SUBSECTION 7.1, “BUILDING FACADES,” OF SECTION 7, “ARCHITECTURE AND BUILDING

STANDARDS," OF EXHIBIT "B," "LAKESIDE DFW DEVELOPMENT CODE AMENDED," OF ORDINANCE NO. 09-18 TO MODIFY DEVELOPMENT STANDARDS APPLICABLE TO MU-TEN AND MU-C(3) SUBZONES; PROVIDING THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY FOR VIOLATIONS; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION IN THE OFFICIAL NEWSPAPER; AND PROVIDING AN EFFECTIVE DATE.

ACTION:	Jim Engel moved to approve K.5. as presented in the agenda caption, as well as approval of the 25% ACM per facade. Adam Schiestel seconded the motion.
AYES:	Ann Martin, Jim Engel, Adam Schiestel, Brian Taylor, Chris Drew
NAYS:	None
ABSTAIN:	None
RESULT:	5 : 0

6. MPA23-0007 - Kirkpatrick Lane - Public Hearing to consider a request for a Master Plan Amendment (MPA23-0007 – Kirkpatrick Lane) to amend Section 7.0, Thoroughfare Plan, by changing the designation of Kirkpatrick Lane between Everett Drive and Garden Ridge Boulevard. (Planning and Zoning Commission recommended approval of Option 3 by a vote of 6 to 0 at its January 22, 2024, meeting. Transportation Commission recommended approval of Option 3 by a vote of 3 to 1 at its November 14, 2023, meeting.)

Mr. Hotelling gave a presentation identifying or noting:

- location
- previous thoroughfare plans
- benefits of Kirkpatrick Phase III
- traffic volumes
- options
- Orion Court stub out

and he, Ms. Bruce, Mr. Dalton, Chief Henley, or Chief Kancel responded to questions from Council regarding:

- minor arterial vs urban collector
- traffic estimates
- right of way
- if there are any development plans for the area
- strategic plan
- emergency response services

Mayor France opened the public hearing at 8:22 p.m.

Names listed below don't necessarily reflect the order in which each person spoke and all addresses are located in Flower Mound unless otherwise indicated.

	SUPPORT	OPPOSITION	QUESTIONS OR COMMENTS ONLY
1.	Elena Johnson, 1314 Blairwood Dr. - Option #3		
2.	Sam Paschall, 1333 River Oaks Dr. - Option #3		
3.	Erica Mulder, 3804 Oak Park Dr. - Option #3		
4.	Marie Michelle Jackson, 3820 Oak Park Dr. - Option #3		
5.	Donna Armstrong, 3516 Golden Aspen Dr. - Option #3		
6.	Leonard Kivett, 3572 Golden Aspen Drive - Option #3		
7.	Beth Soderberg, 3100 Wager - Option #3		
8.	Steve Carpenter, 3812 Oak Park Drive - Option #3		
9.	Scott Langley, 800 Court Court - Option #3		
10.	Ben McClain, 1600 Colony Street - Option #3		
11.	Peter Aldis, 3151 Trails End Dr.*		
12.	Anna Aldis, 3151 Trails End Dr.*		
13.	Sara Aldis, 3151 Trails End Dr.*		
14.	Heather Aldis, 3151 Trails End Dr.*		
15.	Jonathan Aldis, 3151 Trails End Dr.*		
16.	Vera Aldis, 3151 Trails End Dr.*		
17.	Caleb Aldis, 3151 Trails End Dr.*		
18.	Samuel Aldis, 3151 Trails End Dr.*		

19.	Nathan Aldis, 3151 Trails End Dr.*		
20.	Ella Aldis, 3151 Trails End Dr.*		
21.	Bette Kivett, 3512 Golden Aspen Dr.*		
22.	Bob Armstrong, 3516 Golden Aspen*		
23.	Francine Nguyen, 3817 Oak Park Dr.*		
24.	Joseph Morales, 3817 Oak Park Dr.*		
25.	Brenda Sharp, 3600 Golden Aspen Dr.*		
27.	Doug Sharp, 3600 Golden Aspen Dr.*		
28.	Cindy Waters, 3030 Wager Rd.*		
29.	Nicola Sontag, 3500 Golden Aspen Dr.*		
30.	Stephen Northrup - 3500 Golden Aspen Dr.*		
31.	Judy Collins, 537 Simmons*		
32.	Mitch Wohlgemut, 3504 Golden Aspen Dr.*		
33.	Heath Kendrick, 4320 Hillshire Court		

** Indicates person did not wish to speak*

Mayor France closed the public hearing at 8:47 p.m.

There was Council discussion regarding:

- options 2 and 3
- environmental impact
- interest in extending the trail
- past situation with West Windsor connection
- possible benefit for the Kirkpatrick III extension
- elementary school traffic

ORDINANCE NO. 07-24
AN ORDINANCE OF THE TOWN OF FLOWER MOUND, TEXAS, AMENDING ORDINANCE NO. 24-01, IN PART, WHICH ADOPTED THE FLOWER MOUND 2001 MASTER PLAN, BY AMENDING SECTION 7.0, “THOROUGHFARE PLAN,” BY CHANGING THE DESIGNATION OF KIRKPATRICK LANE FROM

EVERETT DRIVE TO GARDEN RIDGE BOULEVARD AS DEPICTED IN EXHIBIT "A"; PROVIDING THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

ACTION:	Adam Schiestel moved to approve K.6, option 3 as presented, and with the removal of the Orion Ct stub out. Ann Martin seconded the motion.
AYES:	Ann Martin, Adam Schiestel, Brian Taylor, Chris Drew
NAYS:	Jim Engel
ABSTAIN:	None
RESULT:	4 : 1

7. Call Election - Charter - Discuss and consider proposed Charter Amendments and adopt an ordinance ordering a special election for May 4, 2024, to amend the Home Rule Charter of the Town of Flower Mound; designate the propositions and manner of holding such election; and provide for the posting and publication of notice.
Ms. Scott provided the list of proposed Charter amendments that have been discussed to date.

There was Council discussion regarding support of propositions A, B, C, D, and F; however, not proposition E.

ORDINANCE NO 08-24
AN ORDINANCE OF THE TOWN COUNCIL OF THE TOWN OF FLOWER MOUND, TEXAS, CALLING A SPECIAL ELECTION TO BE HELD ON MAY 4, 2024, FOR THE PURPOSE OF SUBMITTING CHARTER AMENDMENTS TO THE VOTERS; PROVIDING AN ESTIMATE OF ANTICIPATED FISCAL IMPACT; PROVIDING FOR NOTICE OF THE ELECTION; PROVIDING A SEVERABILITY CLAUSE; AND PROVIDING AN EFFECTIVE DATE.

ACTION:	Adam Schiestel moved to approve K.7 for proposed Charter Propositions A, B, C, D, and F. Ann Martin seconded the motion.
AYES:	Ann Martin, Jim Engel, Adam Schiestel, Brian Taylor, Chris Drew
NAYS:	None
ABSTAIN:	None
RESULT:	5 : 0

ACTION:	Jim Engel moved to approve K.7, for proposed Charter Proposition E. Ann Martin seconded the motion.
AYES:	Ann Martin, Jim Engel, Brian Taylor
NAYS:	Adam Schiestel, Chris Drew
ABSTAIN:	None

RESULT: 3 : 2

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.

ACTION:	For the Cultural Arts Commission, Councilmember Schiestel moved to appoint Laverne Amsterdam to Place 4 and Deb Fitzpatrick to Place 7, Alternate, effective immediately and with both seats retaining their respective term expiration dates. Deputy Mayor Pro Tem Martin seconded the motion.
AYES:	Ann Martin, Adam Schiestel, Brian Taylor, Chris Drew
NAYS:	Jim Engel
ABSTAIN:	None
RESULT:	4 : 1

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:

Mayor France announced that the Town Council is convening into a closed meeting at 9:11 p.m., 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 attorney, and to discuss matters relating to real property, personnel, and economic development negotiations,

1. Consultation with Town Attorney.

   a. La Estancia Investments, L.P. v. Town of Flower Mound, Texas, et al

   b. Canyon Falls Park

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

The Town Council reconvened into an open meeting at 10:31 p.m., and no action was taken on the above items.

O. ADJOURN

Mayor France adjourned the meeting at 10:31 p.m. and all were in favor.

TOWN OF FLOWER MOUND, TEXAS

D France

DEREK FRANCE, MAYOR

ATTEST:

Theresa Scott

THERESA SCOTT, TOWN SECRETARY