

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



August 21, 2023
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
Matt Hotelling, Assistant Director of Public Works & Transportation
Kay Wilkinson, Director of Budget Services
Brian Waltenburg, Assistant Director of Engineering
Tammy Wilson, Chief Financial Officer
Clay Riggs, Director of Public Works
Matt Woods, Director of Environmental Services
Jason Hawley, Police Captain

B. INVOCATION

Chaplain Joseph Agbo 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. Suicide Prevention Awareness Month Proclamation
Mayor France recited the proclamation and presented it to Sherri McCarthy.
2. National Senior Center Month Proclamation
Mayor France recited the proclamation and presented it to Jaime Jaco-Cooper, Senior Program Manager, as well as some Seniors in Motion members.
3. Historical Commission Task Force Update
Jacque Narrell, Chair, Historical Commission Task Force (HCTF), provided an update on the work of the HiCTF to date.

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)
1.	Beth Bankhead, 420 Northwood Dr*	ZPD 22-0001/0003
2.	Fred Vincent, 3933 Bordeaux	Historic Commission
3.	Gerald Dehoney, 2221 Timberglen	PD/FD comment
4.	James Harris, 416 Northwood Dr with donated time from: Clare Harris, 416 Northwood Dr	ZPD 22-0001/0003
5.	Rebecca Karatzis, 408 Northwood Dr with donated time from: Kevin Hutchens, 370 Northwood Dr	ZPD 22-0001/0003
6.	Jennifer Boosing, 2920 Cromwell	ZPD 22-0001/0003
7.	Joe Bernard (address not provided) with donated time from: Dana Ellsworth (address not provided)	Public comment

	Matthew Hurst (address not provided)	
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** Indicates person did not wish to speak*

F. ANNOUNCEMENTS

1. Announcements from the mayor and council members
Mayor/Councilmembers had announcements regarding:
 - various future town events
 - statue unveiling at the Library

G. TOWN MANAGER'S REPORT

1. Capital Improvement Projects
2. Economic Development Projects
3. Organizational Updates
Mr. Childers reported on how the Town is prepared to handle wildfire events should they occur. He also pointed out steps residents can take to mitigate fires.

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 request.

I. COORDINATION OF CALENDARS

Mayor France confirmed that all members of Council plan to be in attendance on the following meeting dates.

1. September 4 - Regular meeting canceled due to the Labor Day holiday
2. September 18 - Regular meeting
3. September 19 and 21 (Board/Commission Interviews)

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: Councilmember Brian Taylor moved to approve Consent items 1 - 11 as presented in the agenda caption. Councilmember Chris Drew seconded the motion.

AYES: Chris Drew, Adam Schiestel, Jim Engel, Brian Taylor, Ann Martin

NAYS: None

ABSTAIN: None

RESULT: 5 : 0

1. Minutes - 8/7 & 8/17 - Consider approval of the minutes from a regular meeting held on August 7, and a work session held on August 17.
2. CIP Amendment No. 4 - Consider Approval of Amendment No. 4 to the Fiscal Year 2022-2023 Capital Improvement Program.
3. Purchase Pool Chemicals - Consider approval of Buy Board Contract No. 701-23 for DCC, Inc. to provide Swimming Pool Chemicals for Parks and Recreation aquatic facilities in the estimated annual amount of \$27,000.
4. Transportation Service Agreement-SPAN - Consider approval of a Service Agreement for Demand Response Transit Service with SPAN, Inc., in an amount not-to-exceed \$32,800.00, to provide transportation service for Town citizens who are age 65 or older and Town citizens with verifiable disabilities that prevent them from driving; and authorization for the Mayor to execute same on behalf of the Town.
5. Water System Leak Detection - Consider approval of the agreement with Asterra to provide satellite leak detection services of the Town's water distribution system associated with the Water System Leak Detection & Repair project, in the amount of \$116,000; and authorization for the Mayor to execute same on behalf of the Town.
6. Cybersecurity - MDR Service/Agreement - Consider approval of the agreement with Center for Internet Security (CIS) to provide Cybersecurity Managed Detection and Response services in the estimated annual amount of \$42,900.
7. LISD Security Agreement - Consider approval of the 2023 Lewisville Independent School District (LISD) for a contract with the Town of Flower Mound for law enforcement services at all Marcus High School & Flower Mound High School Varsity and Jr. Varsity home games and authorize the Mayor to execute same on behalf of the Town.
8. Work Order System Migration PSA - Consider approval of a Professional Services Agreement with Burns & McDonnell Engineering Company, Inc., for

Work Order System Migration and GIS services for the Utility Asset Management project, in the amount of \$147,000.00; and authorization for the Mayor to execute same on behalf of the Town.

9. CoServ Gas Rate Case - Consider approval of a resolution suspending the September 1, 2023, effective date of CoServ Gas Ltd.'s requested rate increase in order for the Town to study the request with other cities in the service area.

RESOLUTION NO 18-23

RESOLUTION OF THE TOWN OF FLOWER MOUND SUSPENDING THE SEPTEMBER 1, 2023 EFFECTIVE DATE OF COSERV GAS, LTD.'S REQUESTED RATE CHANGE TO PERMIT THE TOWN TIME TO STUDY THE REQUEST AND TO ESTABLISH REASONABLE RATES; APPROVING COOPERATION WITH OTHER CITIES IN THE COSERV SERVICE AREA, TO HIRE LEGAL AND CONSULTING SERVICES AND TO NEGOTIATE WITH THE COMPANY AND DIRECT ANY NECESSARY LITIGATION AND APPEALS; REQUIRING REIMBURSEMENT OF THE STEERING COMMITTEE OF CITIES SERVED BY COSERV GAS' RATE CASE EXPENSES; FINDING THAT THE MEETING AT WHICH THIS RESOLUTION IS PASSED IS OPEN TO THE PUBLIC AS REQUIRED BY LAW; REQUIRING NOTICE OF THIS RESOLUTION TO THE COMPANY AND LEGAL COUNSEL

10. Crack and Joint Seal Contract - Consider approval of the purchase of Pavement Crack & Joint Sealant Services from Curtco, Inc., through a City of Grand Prairie contract, in the estimated annual amount of \$100,000.00
11. HB 3699 Resolution - Consider approval of a resolution delegating plat approval authority and extension approval authority pursuant to House Bill 3699.

RESOLUTION NO 19-23

A RESOLUTION OF THE TOWN OF FLOWER MOUND, TEXAS, DELEGATING PLAT APPROVAL AUTHORITY AND EXTENSION APPROVAL AUTHORITY PURSUANT TO HB 3699; AND PROVIDING AN EFFECTIVE DATE.

K. REGULAR ITEM(S)

1. Town Budget Public Hearing - Public Hearing to consider the proposed budget for the fiscal year beginning on October 1, 2023, and ending on September 30, 2024.

Mayor France opened items 1 - 3 at the same time.

Mr. Childers provided background information regarding the budget process to date.

Ms. Wilkinson or Mr. Waltenburg gave a presentation identifying or noting:

- proposed budget (defined)
- phases of the budget cycle
- types of budget
- operating budget structure
- how Flower Mound compares (benchmark cities) - population, tax rate, debt tax rate, governmental debt per capita, total debt per capita
- changes since proposed budget presented in July
- compensation and benefits
- additional personnel
- FTE summary
- general fund (revenues and expenses)
- 2024 proposed tax rate
- no-new revenue tax rate
- voter approval tax rate
- average property tax bill
- sales tax breakdown
- general fund balance
- how Flower Mound compares (fund balance and financial policy)
- enterprise funds (utility and stormwater fund)
- utility fund (revenue and expenses)
- utility fund - fund balance
- water/wastewater rates
- stormwater utility fund (revenue and expenses)
- stormwater rates
- stormwater utility fund - fund balance
- internal service funds
- small equipment replacement fund
- special revenue funds
- Crime Control & Prevention district
- Fire Control Prevention & Emergency Medical Services District
- COVID-19 fund: American Rescue Plan Act (ARPA)
- ARPA grant
- debt service fund
- next steps

CIP Projects:

- changes since the proposed budget
- projects: streets, signal, street reconstruction, facility, parks, water, stormwater, wastewater

and she, Mr. Childers, or Ms. Wilson responded to questions or comments from Mayor/Councilmembers regarding:

- clarification regarding the fire joint training facility
- fund balance

Council Discussion

There was Council discussion regarding:

- proposed tax rate
- interest in using ARPA funds with the goal of reducing debt
- merchant card fees
- voter approval tax rate
- interest in maintaining the Town's level of service
- rapid increase in home values
- average property tax bill
- homestead exemption

Mayor France opened the public hearing for items 1, 2, and 3 at 7:32 p.m. No one spoke. Mayor France closed the public hearing at 7:33 p.m.

No Council action is required for items 1, 2, and 3 at this time.

2. Crime District Budget Public Hearing - Public Hearing by the Town Council acting as the Board of Directors for the Town of Flower Mound Crime Control and Prevention District to consider the Flower Mound Crime Control and Prevention District proposed budget for the fiscal year beginning on October 1, 2023, and ending on September 30, 2024.
3. Fire District Budget Public Hearing - Public Hearing by the Town Council acting as the Board of Directors for the Town of Flower Mound Fire Control, Prevention, and Emergency Medical Services District to consider the Flower Mound Fire Control, Prevention, and Emergency Medical Services District proposed budget for the fiscal year beginning on October 1, 2023, and ending on September 30, 2024.
4. SUP23-0001 - Super Star Car Wash - Public Hearing to consider a request for a Specific Use Permit No. 484 (SUP23-0001 – Super Star Car Wash) to permit an automatic car wash. The property is generally located northeast of Flower Mound Road and west of Long Prairie Road. (PZ recommended denial by a vote of 6 to 0 at its June 26, 2023, meeting.)

Mayor France announced that the applicant has requested their application be denied without prejudice.

Mayor France opened the Public Hearing at 7:52 p.m. No one spoke. Mayor France closed the Public Hearing at 7:52 p.m.

ACTION: Councilmember Adam Schiestel moved to deny item K.4 without prejudice. Mayor Pro Tem Jim Engel seconded the motion.

AYES: Chris Drew, Adam Schiestel, Jim Engel, Brian Taylor, Ann Martin

NAYS: None

ABSTAIN: None

RESULT: 5 : 0

5. (DP23-0001 - Whyburn) - Consider a request for a Development Plan (DP23-0001 – Whyburn) to develop a residential subdivision. The property is generally located east of Long Prairie Road and south of Dixon Lane. (PZ recommended approval by a vote of 6 to 0 at its August 14, 2023, meeting.)

Ms. Murphy gave a presentation identifying or noting:

- general and detailed location
- land use and zoning
- development plan
- site photos
- landscape plan

and she responded to questions or comments from Mayor/Councilmembers regarding:

- the concept plan

ACTION: Councilmember Adam Schiestel moved to approve item K.5 as presented in the agenda caption. Councilmember Chris Drew seconded the motion.

AYES: Chris Drew, Adam Schiestel, Jim Engel, Brian Taylor, Ann Martin

NAYS: None

ABSTAIN: None

RESULT: 5 : 0

6. CON23-0003 – Montalcino Estates, Phases III and IV - Public Hearing to consider an ordinance for amending the zoning (CON23-0003 – Montalcino Estates, Phases III and IV) from Interim Holding (IH) uses to Planned Development District No. 198 (PD-198) with Agricultural (A) uses for a conservation development. The property is generally located north of Cross Timbers Road and east of Montalcino Boulevard. (PZ recommended approval by a vote of 6 to 0 at its August 14, 2023, meeting.) Mayor France opened items 6, 7, and 8 at the same time.

Ms. Murphy gave a presentation for items 6, 7, and 8 identifying or noting:

- general location
- land use and zoning
- 2010 approved development plan
- site photos
- record plat detailed views
- exceptions:
 - lot grading and drainage: house pad benching, lot-to-lot drainage for some lots
 - topographic slope
 - floodplain (construction-related activity within FEMA floodplain)
- landscape plan
- tree survey

and she, Mr. Riggs, or Mr. Meredith responded to questions or comments from council regarding (some of which was after the public hearing):

- drainage plans
- flood zone
- topographical maps (resource)
- past or pending litigation as a result of poor development practices (flood damages)
- performance bonds
- disappointment that the applicant didn't meet with residents
- grading and elevation changes
- impact if exceptions are not granted
- monitoring and enforcement process for various requirements (house pad benching exception language)
- the risk associated with the proposed road in the floodplain
- possibility of using one of the trees as a feature in the roundabout
- possibility of saving a tree on lot 68
- interest in preserving trees and having a wildlife corridor
- set backs (2010 plan)
- lot depths

Applicant Presentation

Darren Andrews, McAdams

Mr. Andrews responded to questions from council regarding:

- resident meetings/outreach
- road construction timeline
- interest in increasing setbacks (50') to allow for green space in the back of the lots
- security during construction
- fencing
- future growth
- FEMA timing for approval

- concerns regarding flooding; drainage study

Mayor France opened the public hearing for items 6 and 8 at 8:51 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.	None	JP Parnell, 5901 Southern Hills Dr	None
2.		Dominique Bossauy, 8900 Baltusrol Dr	
3.		Michael Tilbury, 8604 Baltusrol Dr with donated time from: Brian Kinard, 5808 Southern Hills Dr	
4.		Todd Mabraten, 8904 Baltusrol Dr with donated time from: Christy Mabraten, 8904 Baltusrol Dr	
5.		Alyssa Francis, 8109 Firestone Dr with donated time from: Heather Snider, 8608 Baltusrol Dr	
6.		Aaron Sadler, 8605 Baltusrol Dr	
7.		Thomas Ricci, 4800 Tour 18 Dr	
8.		Heather Brock, 8105 Firestone Dr	
9.		Paul Poley, 4704 Tour 18 Dr	
10.		Dominique Bossavy, 8900 Baltusrol Dr*	
11.		JP Parnell, 5901 Southern Hills Dr*	
12.		Jeff Rettig, 6200 Sawgrass Ct*	
13.		Jimmy Marta, 5601 Lighthouse*	
14.		Rita Jackson, 5501 Muirfield Ct*	
15.		Steve Jackson, 5505 Muirfield Ct*	
16.		Danielle Strange, 5501 Lighthouse*	

17.		John Brock, 8105 Firestone Dr*	
18.		Laverne Amsterdam, 5705 Pine Valley*	
19.		Pam Sadler, 8605 Baltusrol*	
20.		Celeste Parnell, 5901 Southern Hills Dr*	
21.		Jason Snider, 8608 Baltusrol*	
22.		Michelle Acosta, 4500 Tour 18 Dr	

** Indicates person did not wish to speak*

Mayor France closed the Public Hearing for items 6 and 8 at 9:25 p.m.

Town Council convened in a closed meeting pursuant to Texas Government Code Chapter 551.071 at 9:41 p.m., for consultation with the Town Attorney on this item. Town Council reconvened at 10:03 p.m.

Mr. Meredith summarized the legal aspects involved.

ACTION: Councilmember Adam Schiestel moved to approve item K.6 as presented, with the additional requirement for new or replacement iron fencing between existing homes and new homes as requested by the existing property owner, and a 50-foot landscape buffer along the rear of lots 61, and 64 - 74. Deputy Mayor Pro Tem Ann Martin seconded the motion.

AYES: Chris Drew, Adam Schiestel, Jim Engel, Brian Taylor, Ann Martin

NAYS: None

ABSTAIN: None

RESULT: 5 : 0

ORDINANCE NO. 35-23

AN ORDINANCE OF THE TOWN OF FLOWER MOUND, TEXAS, AMENDING THE OFFICIAL ZONING MAP, EXHIBIT "A" OF SUBPART B, "LAND DEVELOPMENT REGULATIONS," OF THE CODE OF ORDINANCES, TOWN OF FLOWER MOUND, TEXAS, BY CHANGING THE ZONING ON APPROXIMATELY 197.97 ACRES OF LAND SITUATED IN THE JESSE GIBSON SURVEY, ABSTRACT NO. 479, T. & P. R.R. CO. SURVEY, ABSTRACT NO. 1303, AND A.M. FELTUS SURVEY, ABSTRACT NO. 1595, DENTON COUNTY, TEXAS, FROM IH INTERIM HOLDING USES TO PLANNED DEVELOPMENT DISTRICT-198 (PD-198) WITH A AGRICULTURAL USES FOR A CONSERVATION DEVELOPMENT IN ACCORDANCE WITH THE TOWN'S MASTER PLAN AND SPECIFIC

REQUIREMENTS AND EXHIBITS INCORPORATED HEREIN; PROVIDING THIS ORDINANCE SHALL BE CUMULATIVE OF ALL ORDINANCES; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A PENALTY CLAUSE; PROVIDING A SAVINGS CLAUSE; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE.

7. RC22-0006 – Montalcino Estates, Phase III - Consider a request for a Record Plat (RC22-0006 – Montalcino Estates, Phase III) to create a residential subdivision with certain exceptions, modifications, and waivers to the Code of Ordinances. The property is generally located north of Cross Timbers Road and east of Montalcino Boulevard. (PZ recommended approval by a vote of 6 to 0 at its August 14, 2023, meeting.)
ACTION: Councilmember Adam Schiestel moved to approve item K.7 as presented in the agenda caption, and with the exceptions recommended by staff. Mayor Pro Tem Jim Engel seconded the motion.
AYES: Adam Schiestel, Jim Engel, Brian Taylor, Ann Martin
NAYS: Chris Drew
ABSTAIN: None
RESULT: 4 : 1
8. TRP23-008 - Montalcino Estates - Public Hearing to consider an application for a tree removal permit (TRP23-0008) for seven (7) specimen trees on property proposed for development as Montalcino Phase III. The property is generally located north of Cross Timbers Road and east of Montalcino Boulevard. (The Environmental Conservation Commission recommended approval by a vote of 6-0-0 at its August 1, 2023, meeting)
ACTION: Councilmember Adam Schiestel moved to approve item K.8 as presented in the agenda caption. Mayor Pro Tem Jim Engel seconded the motion.
AYES: Chris Drew, Adam Schiestel, Jim Engel, Brian Taylor, Ann Martin
NAYS: None
ABSTAIN: None
RESULT: 5 : 0
9. Concrete & Drainage Services - Consider approval of the award of Bid No. 2023-56-A Concrete and Drainage Improvement Services to F&F Concrete, LLC., Apex Concrete Construction, Inc., and Quick Set Concrete, Inc. to establish an annual unit bid price contract for the installation of miscellaneous concrete and drainage projects in an annual estimated amount of \$1,500,000; and authorization for the Mayor to execute same on behalf of the Town. The contract is for one year with four one-year renewal options.
Mr. Riggs gave a presentation identifying or noting:

- summary of annual contract

and he responded to questions from Council regarding:

- how providers get selected

ACTION: Councilmember Brian Taylor moved to approve item K.9 as presented in the agenda caption. Mayor Pro Tem Jim Engel seconded the motion.

AYES: Chris Drew, Adam Schiestel, Jim Engel, Brian Taylor, Ann Martin

NAYS: None

ABSTAIN: None

RESULT: 5 : 0

10. Traffic Signals Construction Agreement - Consider approval of a Construction Agreement with Road Solutions, LLC, for the CIP Traffic Signal and Partial Traffic Signal Rehabilitation Projects: FM 1171/Canyon Falls; Garden Ridge/Forest Vista; FM 2499/Firewheel project, in the amount of \$1,136,409.37; and authorization for the Mayor to execute same on behalf of the Town
- Mr. Hotelling gave a presentation identifying or noting:

- locations
- recommendation

and he responded to questions from Council regarding:

- timing
- if we have the equipment on hand to install
- availability of supplies

ACTION: Councilmember Chris Drew moved to approve item K.10 as presented in the agenda caption. Mayor Pro Tem Jim Engel seconded the motion.

AYES: Chris Drew, Adam Schiestel, Jim Engel, Brian Taylor, Ann Martin

NAYS: None

ABSTAIN: None

RESULT: 5 : 0

11. Purchase Portable Radios - Consider approval of a Professional Services and Purchase Agreement for \$1,880,004.80 with Motorola Solutions, Inc., to provide equipment, technical support, and software for portable radios for the Police and Fire Departments; and authorization for the Mayor to execute the same on behalf of the Town.

Captain Hawley gave a presentation identifying or noting:

- overview
- options - APX NEXT (features included)
- cost of radios
- contract modification since packet published

and he, or Chief Henley responded to questions from Council regarding:

- support from Motorola
- clarification regarding warranty
- training on the new equipment by Motorola
- accessories that come with the radio
- blue tooth technology for firefighters

ACTION:	Deputy Mayor Pro Tem Ann Martin moved to approve item K.11 as presented in the agenda caption. Mayor Pro Tem Jim Engel seconded the motion.
AYES:	Chris Drew, Adam Schiestel, Jim Engel, Brian Taylor, Ann Martin
NAYS:	None
ABSTAIN:	None
RESULT:	5 : 0

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.

No action taken.

M. CLOSED MEETING

The Town Council convened into a closed meeting at 10:37 p.m. on August 21, 2023, 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. Building Permit Fee Requirements

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, health care facilities, 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

The Town Council reconvened into an open meeting a 11:23 p.m. on August 21, 2023, and no action was taken on the above items.

O. ADJOURN

The Town Council meeting was adjourned at 11:24 p.m.

TOWN OF FLOWER MOUND, TEXAS



DEREK FRANCE, MAYOR

ATTEST:



THERESA SCOTT, TOWN SECRETARY